

MONDAY, APRIL 15, 2019

TWENTY-EIGHTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Casada.

The proceedings were opened with prayer by Michael Smith, North Springfield Baptist Church, Springfield, TN.

Representative Kumar led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 97

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada -- 97

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Carter; illness

Representative Moody

COMMUNICATION
April 12, 2019

Chairman Mark White
Cordell Hull Building - Suite 624
425 5th Avenue North
Nashville, TN 37243

Re: Southern Regional Education Board Annual Legislative Work Conference

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

Dear Chairman White:

As you know, Tennessee is a member of the Southern Regional Education Board (SREB), which was established under an interstate compact ratified by our legislature and the legislatures of all other SREB states.

SREB's 68th Annual Legislative Work Conference will be held this year from Saturday afternoon, June 22, through lunch on Monday, June 24, 2019, at the Richmond Omni Hotel in Richmond, Virginia. This conference has been called "America's best education work session for legislators."

This year, SREB has funds available to cover the cost of your hotel room for the nights of June 22 and June 23, waive your registration fee, and cover group meals. You can seek reimbursement from the state for other expenses through the normal procedures.

As Speaker of the House of Representatives, I am requesting that you represent our state as a delegate to the 68th Annual SREB Legislative Work Conference. I am confident that you will continue to represent Tennessee with the high standard of professionalism, dedication, and integrity that the citizens deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Glen Casada

Cc: Stephen Pruitt, President - SREB
Cade Cothren
Connie Ridley
Anastasia Campbell
Tammy Letzler

**COMMUNICATION
April 12, 2019**

Representative Debra Moody
Cordell Hull Building - Suite 650
425 5th Avenue North
Nashville, TN 37243

Re: Southern Regional Education Board Annual Legislative Work Conference

Dear Representative Moody:

As you know, Tennessee is a member of the Southern Regional Education Board (SREB), which was established under an interstate compact ratified by our legislature and the legislatures of all other SREB states.

SREB's 68th Annual Legislative Work Conference will be held this year from Saturday afternoon, June 22, through lunch on Monday, June 24, 2019, at the Richmond Omni Hotel in Richmond,

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

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As Speaker of the House of Representatives, I am requesting that you represent our state as a delegate to the 68th Annual SREB Legislative Work Conference. I am confident that you will continue to represent Tennessee with the high standard of professionalism, dedication, and integrity that the citizens deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Glen Casada

Cc: Stephen Pruitt, President - SREB
Cade Cothren
Connie Ridley
Anastasia Campbell
Tammy Letzler

**COMMUNICATION
April 12, 2019**

Speaker Pro Tempore Bill Dunn
Cordell Hull Building - Suite 612
425 5th Avenue North
Nashville, TN 37243

Re: Southern Regional Education Board Annual Legislative Work Conference

Dear Speaker Pro Tempore Dunn:

As you know, Tennessee is a member of the Southern Regional Education Board (SREB), which was established under an interstate compact ratified by our legislature and the legislatures of all other SREB states.

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Best Wishes,

/s/ Speaker Glen Casada

Cc: Stephen Pruitt, President - SREB
Cade Cothren
Connie Ridley
Anastasia Campbell
Tammy Letzler

COMMUNICATION
April 12, 2019

Representative Charlie Baum
Cordell Hull Building - Suite 668
425 5th Avenue North
Nashville, TN 37243

Re: Southern Regional Education Board Annual Legislative Work Conference

Dear Representative Baum:

As you know, Tennessee is a member of the Southern Regional Education Board (SREB), which was established under an interstate compact ratified by our legislature and the legislatures of all other SREB states.

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As Speaker of the House of Representatives, I am requesting that you represent our state as a delegate to the 68th Annual SREB Legislative Work Conference. I am confident that you will continue to represent Tennessee with the high standard of professionalism, dedication, and integrity that the citizens deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Glen Casada

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Cc: Stephen Pruitt, President - SREB
Cade Cothren
Connie Ridley
Anastasia Campbell
Tammy Letzler

COMMUNICATION
April 12, 2019

Representative John J. DeBerry, Jr.
Cordell Hull Building - Suite 590
425 5th Avenue North
Nashville, TN 37243

Re: Southern Regional Education Board Annual Legislative Work Conference

Dear Representative DeBerry:

As you know, Tennessee is a member of the Southern Regional Education Board (SREB), which was established under an interstate compact ratified by our legislature and the legislatures of all other SREB states.

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As Speaker of the House of Representatives, I am requesting that you represent our state as a delegate to the 68th Annual SREB Legislative Work Conference. I am confident that you will continue to represent Tennessee with the high standard of professionalism, dedication, and integrity that the citizens deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Glen Casada

Cc: Stephen Pruitt, President - SREB
Cade Cothren
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SPONSORS ADDED

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Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 453 Rep. Faison as prime sponsor.

House Bill No. 252 Reps. Clemmons, Hodges, Hakeem, Potts, Ogles, Towns, Haston, Helton, Moon, Camper, Windle and Thompson as prime sponsors.

House Bill No. 267 Rep. Clemmons as prime sponsor.

House Bill No. 396 Rep. Gant as prime sponsor.

House Bill No. 499 Reps. Russell, Camper, Love, Chism, Hardaway and Helton as prime sponsors.

House Bill No. 650 Rep. Todd as prime sponsor.

House Bill No. 674 Reps. Hardaway, Powell, White, Chism, Marsh and Weaver as prime sponsors.

House Bill No. 736 Rep. Todd as prime sponsor.

House Bill No. 754 Reps. Hardaway, Kumar, Tillis, Hazlewood, White, Helton and Daniel as prime sponsors.

House Bill No. 785 Rep. Todd as prime sponsor.

House Bill No. 830 Reps. Todd, Terry, White, Ogles, Bricken, Hicks, Hall, Hardaway, Smith, Helton and Hodges as prime sponsors.

House Bill No. 839 Reps. Weaver, Thompson, Hodges, Potts, Moon, Camper, Helton, Russell, Daniel, Hazlewood, Smith, Shaw, Chism, Stewart, Littleton, Love, Hakeem, Dixie and Freeman as prime sponsors.

House Bill No. 888 Reps. Clemmons, Hodges, Potts and Shaw as prime sponsors.

House Bill No. 950 Rep. Hardaway as prime sponsor.

House Bill No. 952 Reps. Hardaway, Smith and Helton as prime sponsors.

House Bill No. 1079 Reps. Van Huss, T. Hill, Sherrell and Powers as prime sponsors.

House Bill No. 1330 Reps. Love and Camper as prime sponsors.

House Bill No. 1416 Reps. Hardaway and Camper as prime sponsors.

House Bill No. 1423 Reps. Weaver and Helton as prime sponsors.

MESSAGE FROM THE SENATE

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April 12, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 116 and 369; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
April 12, 2019

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 116 and 369.

TAMMY LETZLER, Chief Clerk

MESSAGE FROM THE SENATE
April 12, 2019

MR. SPEAKER: I am directed to return to the House, House Bill No. 168; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 12, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 558, 648, 731 and 932; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 558** -- Taxes - As introduced, requires that "net earnings" or "net loss" be defined as federal taxable income or loss according to the federal Tax Cuts and Jobs Act of 2017. - Amends TCA Title 67, Chapter 4, Part 20. by *Johnson, *Stevens. (HB1028 by *Lynn)

Senate Bill No. 648 -- Taxes, Sales - As introduced, allocates a portion of sales and use tax revenue to certain counties in which a new event center is to be constructed. - Amends TCA Title 67, Chapter 6. by *Kurita, *Gardenhire. (*HB690 by *Johnson C, *Hodges, *Reedy)

***Senate Bill No. 731** -- Criminal Procedure - As introduced, prohibits a court from accepting any plea agreement that allows an elected public official who is charged with an infamous crime involving an offense committed in the person's official capacity or involving the duties of the person's office from qualifying for, seeking, or holding public office at some point in the future. - Amends TCA Title 2; Title 8, Chapter 18; Title 39 and Title 40. by *Briggs, *Yager, *Haile, *Jackson, *Lundberg, *Reeves. (HB891 by *Staples, *Daniel)

***Senate Bill No. 932** -- Local Government, General - As introduced, permits local authorities to regulate the use of tobacco products in public places, places of employment, and

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parks. - Amends TCA Section 39-17-1551. by *Lundberg, *Akbari, *Briggs, *Yarbro, *Kurita. (HB1335 by *Eldridge)

MESSAGE FROM THE SENATE

April 12, 2019

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 699, 924, 1139, and 1504; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 12, 2019

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 393 and 395; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE GOVERNOR

April 12, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: House Bills Nos. 931 and 1021; with his approval.

REBECCA KAUNISTO for LANG WISEMAN, Deputy and Counsel to the Governor

ENROLLED BILLS

April 12, 2019

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 699, 924, 1139 and 1504; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 12, 2019

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 393 and 395; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

April 12, 2019

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 393 and 395.

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GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
April 15, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 497; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 497** -- Memorials, Death - Rebecca Lynne "Becky" Calfee. by *Yager, *McNally.

MESSAGE FROM THE SENATE
April 15, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 350; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 350 -- Taxes, Alcoholic Beverages - As introduced, extends by one year the manner in which liquor-by-the-drink tax proceeds are distributed to local political subdivisions. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 49; Title 57 and Title 67. by *Briggs. (*HB102 by *Hulsey)

MESSAGE FROM THE SENATE
April 15, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 453, 454, 455 and 456; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 404** -- Memorials, Death - Sergeant Major Stephen Lee Woods. by *Crowe.

***Senate Joint Resolution No. 405** -- Memorials, Professional Achievement - Caroline Shelton, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 406** -- Memorials, Professional Achievement - Deborah Gregg, Only the Best Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 407** -- Memorials, Professional Achievement - Glenea Lister, Teacher of the Year, Greene County Schools. by *Southerland.

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***Senate Joint Resolution No. 408** -- Memorials, Professional Achievement - Amber Miller, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 409** -- Memorials, Professional Achievement - Travis Murvin, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 410** -- Memorials, Professional Achievement - Karen Palmer, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 411** -- Memorials, Professional Achievement - Elizabeth Wilkerson, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 412** -- Memorials, Professional Achievement - Corey Allen, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 413** -- Memorials, Professional Achievement - Phillip Cutshaw, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 414** -- Memorials, Professional Achievement - Kent Lyon, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 415** -- Memorials, Professional Achievement - Noah Naseri, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 416** -- Memorials, Professional Achievement - Virginia Cooter, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 417** -- Memorials, Professional Achievement - David Myers, "Way to Go" Award, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 418** -- Memorials, Professional Achievement - Dale Landers, Kay W. Leonard Outstanding Service to Students Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 419** -- Memorials, Professional Achievement - Stacy Salyer, Champion for Children Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 420** -- Memorials, Professional Achievement - Reneé Pickering, Paraprofessional of the Year Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 421** -- Memorials, Professional Achievement - Daniel Varnell, Cultivate and Impact Rising Star Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 422** -- Memorials, Professional Achievement - Renee Skeen, Character Education Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 423** -- Memorials, Professional Achievement - Dr. Adrienne Rose, Excellence in Professional Learning Award, Greeneville City Schools. by *Southerland.

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***Senate Joint Resolution No. 424** -- Memorials, Professional Achievement - Steven Broyles, Principal of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 425** -- Memorials, Personal Achievement - Hugo Morales, Senior Youth of the Year, Boys & Girls Club of Morristown. by *Southerland.

***Senate Joint Resolution No. 426** -- Memorials, Professional Achievement - Terry Beets, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 427** -- Memorials, Professional Achievement - Jan Bible, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 428** -- Memorials, Professional Achievement - Becky Fillers, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 429** -- Memorials, Professional Achievement - Lindsey Hawk, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 430** -- Memorials, Personal Achievement - Dr. Patti Ketterman, Celebrate Our Success Award. by *Southerland.

***Senate Joint Resolution No. 431** -- Memorials, Personal Achievement - Beth O. Freeman, Celebrate Our Success Award. by *Southerland.

***Senate Joint Resolution No. 432** -- Memorials, Public Service - Lyle Doty, Hamblen County Election Commission. by *Southerland.

***Senate Joint Resolution No. 433** -- Memorials, Professional Achievement - Sherri Morgan, Teacher of the Year and Outstanding Service to Students Award, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 434** -- Memorials, Professional Achievement - Beth Ann Anderson, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 435** -- Memorials, Recognition - Grassy Fork Elementary School, National ESEA Distinguished School. by *Southerland.

***Senate Joint Resolution No. 436** -- Memorials, Personal Achievement - Olivia Mass, Junior Youth of the Year, Boys and Girls Club of Morristown. by *Southerland.

***Senate Joint Resolution No. 437** -- Memorials, Professional Achievement - Brittany Avery, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 438** -- Memorials, Professional Achievement - Katie Rickard, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 439** -- Memorials, Professional Achievement - Dr. Nichole Morris, Teacher of the Year, Greeneville City Schools. by *Southerland.

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

***Senate Joint Resolution No. 440** -- Memorials, Professional Achievement - Amy Higgins, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 441** -- Memorials, Professional Achievement - Kaylyn Miller, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 442** -- Memorials, Professional Achievement - Heather Mullins, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 443** -- Memorials, Professional Achievement - Amber Wilson, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 444** -- Memorials, Professional Achievement - Donna Gregory, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 445** -- Memorials, Professional Achievement - Brittaney Bible, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 446** -- Memorials, Professional Achievement - Jenny Harmon, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 447** -- Memorials, Professional Achievement - Cindy Love, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 448** -- Memorials, Professional Achievement - Amy Taylor, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 449** -- Memorials, Professional Achievement - Mary Thomas, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 450** -- Memorials, Professional Achievement - Cindy Walter, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 451** -- Memorials, Professional Achievement - Amy Weems, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 453** -- Memorials, Academic Achievement - Brandon Christopher Back, Valedictorian, Cumberland County High School. by *Bailey.

***Senate Joint Resolution No. 454** -- Memorials, Academic Achievement - Mallory Arden Casey, Salutatorian, Cumberland County High School. by *Bailey.

***Senate Joint Resolution No. 455** -- Memorials, Academic Achievement - Kami Grace Pullen, Valedictorian, White County High School. by *Bailey.

***Senate Joint Resolution No. 456** -- Memorials, Academic Achievement - Taylor Grace Fletcher, Salutatorian, White County High School. by *Bailey.

MESSAGE FROM THE SENATE

April 15, 2019

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MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 513 and 514; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 513** -- Memorials, Recognition - Tennessee Housing Development Agency, 45th anniversary. by *Johnson, *Jackson, *Massey, *Southerland.

***Senate Joint Resolution No. 514** -- Memorials, Public Service - Senator Rosalind Kurita. by *Johnson, *Akbari, *Bowling, *Gilmore, *Gresham, *Kyle, *Massey, *Robinson, *White, *Bailey, *Bell, *Briggs, *Crowe, *Dickerson, *Gardenhire, *Haile, *Hensley, *Jackson, *Kelsey, *Lundberg, *Niceley, *Pody, *Reeves, *Roberts, *Rose, *Southerland, *Stevens, *Swann, *Watson, *Yager, *Yarbro, *McNally.

WELCOMING AND HONORING

RECOGNITION IN THE WELL

Representative Keisling was recognized in the Well to honor Cy Webb, 2018 Junior NFR Pee Wee Roughstock All-Around World Champion Cowboy.

RESOLUTION READ

The Clerk read House Joint Resolution No. 136, adopted February 7, 2019.

***House Joint Resolution No. 136** -- Memorials, Recognition - Cy Webb, 2018 Junior NFR Pee Wee Roughstock All-Around World Champion Cowboy. by *Keisling. (*Bailey, *Yager)

RECOGNITION IN THE WELL

Representative Gant was recognized in the Well to honor the memory of James E. "Shorty" Smith.

RESOLUTION READ

The Clerk read House Joint Resolution No. 393, adopted April 4, 2019.

***House Joint Resolution No. 393** -- Memorials, Death - James E. "Shorty" Smith. by *Gant.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 17, 2019:

House Resolution No. 85 -- Memorials, Recognition - Richard Morgan Fliehr, "Ric Flair". by *Terry.

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House Resolution No. 86 -- Memorials, Interns - Shane Richards. by *Terry.

House Resolution No. 87 -- Memorials, Interns - Hailey Ragsdale. by *Terry.

House Resolution No. 88 -- Memorials, Recognition - United States Army Reserve, 111th anniversary. by *Marsh.

House Resolution No. 89 -- Memorials, Academic Achievement - Abigail Kate Roberts, Valedictorian, Rockwood High School. by *Calfee.

House Resolution No. 90 -- Memorials, Academic Achievement - Sydney Elizabeth Smith, Salutatorian, Rockwood High School. by *Calfee.

***House Joint Resolution No. 458** -- Memorials, Death - Thomas N. Cunningham. by *Jernigan, *Johnson C, *Reedy.

***House Joint Resolution No. 459** -- Memorials, Death - Dr. O. Tom Johns, Jr. by *Terry.

***House Joint Resolution No. 460** -- Memorials, Death - Herbert Eugene "Smiley" Richardson. by *Powers, *Sexton J.

***House Joint Resolution No. 461** -- Memorials, Personal Occasion - Charles Glynn and Billie Jean Lee, 60th wedding anniversary. by *Keisling.

***House Joint Resolution No. 462** -- Memorials, Retirement - Shirley Holland. by *Keisling.

***House Joint Resolution No. 463** -- Memorials, Academic Achievement - Landon Matthew Davis, Valedictorian, Heritage High School. by *Moon, *Ramsey.

***House Joint Resolution No. 464** -- Memorials, Academic Achievement - Ethan Gregory Hathcock, Salutatorian, Heritage High School. by *Moon, *Ramsey.

***House Joint Resolution No. 465** -- Memorials, Academic Achievement - Elizabeth Ann Ellsworth, Valedictorian, William Blount High School. by *Moon, *Ramsey.

***House Joint Resolution No. 466** -- Memorials, Academic Achievement - Tycho Isaac Bernard, Salutatorian, William Blount High School. by *Moon, *Ramsey.

***House Joint Resolution No. 467** -- Memorials, Academic Achievement - Peiton Kristyana Jarmon. by *Clemmons.

***House Joint Resolution No. 468** -- Memorials, Sports - Joey Seals, Nashville Amateur Baseball Hall of Fame. by *Beck, *Garrett.

***House Joint Resolution No. 469** -- Memorials, Recognition - Captain Skyler Phillips, Take Me Home program. by *Carter.

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***House Joint Resolution No. 470** -- Memorials, Retirement - Sergeant First Class (Retired) Stephone Duncan. by *Hodges.

***House Joint Resolution No. 471** -- Memorials, Retirement - First Sergeant (Retired) Larry Lepkowski. by *Hodges.

***House Joint Resolution No. 472** -- Memorials, Sports - Harriman Middle School girls' basketball team, TMSAA 1A State Champions. by *Calfee.

***House Joint Resolution No. 473** -- Memorials, Recognition - National HealthCare Center Sequatchie, Center of the Year. by *Travis.

***House Joint Resolution No. 474** -- Memorials, Death - Representative Ron Lollar. by *Coley.

***House Joint Resolution No. 475** -- Memorials, Sports - University of Memphis men's basketball team. by *Coley.

***House Joint Resolution No. 476** -- Memorials, Sports - Jeremiah Martin. by *Coley, *Thompson, *Parkinson, *Towns, *Lamar.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution listed was noted as being placed on the Consent Calendar for April 17, 2019:

***Senate Joint Resolution No. 404** -- Memorials, Death - Sergeant Major Stephen Lee Woods. by *Crowe.

***Senate Joint Resolution No. 405** -- Memorials, Professional Achievement - Caroline Shelton, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 406** -- Memorials, Professional Achievement - Deborah Gregg, Only the Best Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 407** -- Memorials, Professional Achievement - Glenea Lister, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 408** -- Memorials, Professional Achievement - Amber Miller, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 409** -- Memorials, Professional Achievement - Travis Murvin, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 410** -- Memorials, Professional Achievement - Karen Palmer, Teacher of the Year, Greene County Schools. by *Southerland.

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***Senate Joint Resolution No. 411** -- Memorials, Professional Achievement - Elizabeth Wilkerson, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 412** -- Memorials, Professional Achievement - Corey Allen, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 413** -- Memorials, Professional Achievement - Phillip Cutshaw, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 414** -- Memorials, Professional Achievement - Kent Lyon, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 415** -- Memorials, Professional Achievement - Noah Naseri, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 416** -- Memorials, Professional Achievement - Virginia Cooter, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 417** -- Memorials, Professional Achievement - David Myers, "Way to Go" Award, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 418** -- Memorials, Professional Achievement - Dale Landers, Kay W. Leonard Outstanding Service to Students Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 419** -- Memorials, Professional Achievement - Stacy Salyer, Champion for Children Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 420** -- Memorials, Professional Achievement - Reneé Pickering, Paraprofessional of the Year Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 421** -- Memorials, Professional Achievement - Daniel Varnell, Cultivate and Impact Rising Star Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 422** -- Memorials, Professional Achievement - Renee Skeen, Character Education Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 423** -- Memorials, Professional Achievement - Dr. Adrienne Rose, Excellence in Professional Learning Award, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 424** -- Memorials, Professional Achievement - Steven Broyles, Principal of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 425** -- Memorials, Personal Achievement - Hugo Morales, Senior Youth of the Year, Boys & Girls Club of Morristown. by *Southerland.

***Senate Joint Resolution No. 426** -- Memorials, Professional Achievement - Terry Beets, Teacher of the Year, Greene County Schools. by *Southerland.

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***Senate Joint Resolution No. 427** -- Memorials, Professional Achievement - Jan Bible, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 428** -- Memorials, Professional Achievement - Becky Fillers, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 429** -- Memorials, Professional Achievement - Lindsey Hawk, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 430** -- Memorials, Personal Achievement - Dr. Patti Ketterman, Celebrate Our Success Award. by *Southerland.

***Senate Joint Resolution No. 431** -- Memorials, Personal Achievement - Beth O. Freeman, Celebrate Our Success Award. by *Southerland.

***Senate Joint Resolution No. 432** -- Memorials, Public Service - Lyle Doty, Hamblen County Election Commission. by *Southerland.

***Senate Joint Resolution No. 433** -- Memorials, Professional Achievement - Sherri Morgan, Teacher of the Year and Outstanding Service to Students Award, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 434** -- Memorials, Professional Achievement - Beth Ann Anderson, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 435** -- Memorials, Recognition - Grassy Fork Elementary School, National ESEA Distinguished School. by *Southerland.

***Senate Joint Resolution No. 436** -- Memorials, Personal Achievement - Olivia Mass, Junior Youth of the Year, Boys and Girls Club of Morristown. by *Southerland.

***Senate Joint Resolution No. 437** -- Memorials, Professional Achievement - Brittany Avery, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 438** -- Memorials, Professional Achievement - Katie Rickard, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 439** -- Memorials, Professional Achievement - Dr. Nichole Morris, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 440** -- Memorials, Professional Achievement - Amy Higgins, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 441** -- Memorials, Professional Achievement - Kaylyn Miller, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 442** -- Memorials, Professional Achievement - Heather Mullins, Teacher of the Year, Greeneville City Schools. by *Southerland.

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***Senate Joint Resolution No. 443** -- Memorials, Professional Achievement - Amber Wilson, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 444** -- Memorials, Professional Achievement - Donna Gregory, Teacher of the Year, Greeneville City Schools. by *Southerland.

***Senate Joint Resolution No. 445** -- Memorials, Professional Achievement - Brittany Bible, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 446** -- Memorials, Professional Achievement - Jenny Harmon, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 447** -- Memorials, Professional Achievement - Cindy Love, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 448** -- Memorials, Professional Achievement - Amy Taylor, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 449** -- Memorials, Professional Achievement - Mary Thomas, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 450** -- Memorials, Professional Achievement - Cindy Walter, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 451** -- Memorials, Professional Achievement - Amy Weems, Teacher of the Year, Greene County Schools. by *Southerland.

***Senate Joint Resolution No. 453** -- Memorials, Academic Achievement - Brandon Christopher Back, Valedictorian, Cumberland County High School. by *Bailey.

***Senate Joint Resolution No. 454** -- Memorials, Academic Achievement - Mallory Arden Casey, Salutatorian, Cumberland County High School. by *Bailey.

***Senate Joint Resolution No. 455** -- Memorials, Academic Achievement - Kami Grace Pullen, Valedictorian, White County High School. by *Bailey.

***Senate Joint Resolution No. 456** -- Memorials, Academic Achievement - Taylor Grace Fletcher, Salutatorian, White County High School. by *Bailey.

***Senate Joint Resolution No. 497** -- Memorials, Death - Rebecca Lynne "Becky" Calfee. by *Yager, *McNally.

***Senate Joint Resolution No. 513** -- Memorials, Recognition - Tennessee Housing Development Agency, 45th anniversary. by *Johnson, *Jackson, *Massey, *Southerland.

***Senate Joint Resolution No. 514** -- Memorials, Public Service - Senator Rosalind Kurita. by *Johnson, *Akbari, *Bowling, *Gilmore, *Gresham, *Kyle, *Massey, *Robinson, *White, *Bailey, *Bell, *Briggs, *Crowe, *Dickerson, *Gardenhire, *Haile, *Hensley, *Jackson, *Kelsey, *Lundberg, *Niceley, *Pody, *Reeves, *Roberts, *Rose, *Southerland, *Stevens, *Swann, *Watson, *Yager, *Yarbro, *McNally.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 1534** -- Gibson - Subject to local approval, abolishes an alderman position that is vacant after the November 2018 election and is not filled by appointment. - Amends Chapter 88 of the Private Acts of 2006. by *Halford.

***House Bill No. 1535** -- School Districts, Special - Decreases the boundary of the district pursuant to the request of the Tenth Special School District of Wilson County. - Amends Chapter 330 of the Acts of 1901; as amended. by *Boyd.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 558** -- Taxes - As introduced, requires that "net earnings" or "net loss" be defined as federal taxable income or loss according to the federal Tax Cuts and Jobs Act of 2017. - Amends TCA Title 67, Chapter 4, Part 20. by *Johnson, *Stevens. (HB1028 by *Lynn)

Senate Bill No. 648 -- Taxes, Sales - As introduced, allocates a portion of sales and use tax revenue to certain counties in which a new event center is to be constructed. - Amends TCA Title 67, Chapter 6. by *Kurita, *Gardenhire. (*HB690 by *Johnson C, *Hodges, *Reedy)

***Senate Bill No. 731** -- Criminal Procedure - As introduced, prohibits a court from accepting any plea agreement that allows an elected public official who is charged with an infamous crime involving an offense committed in the person's official capacity or involving the duties of the person's office from qualifying for, seeking, or holding public office at some point in the future. - Amends TCA Title 2; Title 8, Chapter 18; Title 39 and Title 40. by *Briggs, *Yager, *Haile, *Jackson, *Lundberg, *Reeves. (HB891 by *Staples, *Daniel)

***Senate Bill No. 932** -- Local Government, General - As introduced, permits local authorities to regulate the use of tobacco products in public places, places of employment, and parks. - Amends TCA Section 39-17-1551. by *Lundberg, *Akbari, *Briggs, *Yarbro, *Kurita. (HB1335 by *Eldridge)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1531 -- Portland -- House Naming, Designating, & Private Acts Committee

House Bill No. 1532 -- Lebanon -- House Naming, Designating, & Private Acts Committee

House Bill No. 1533 -- Rhea County -- House Naming, Designating, & Private Acts Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 15, 2019**, reported the following:

AGRICULTURE AND NATURAL RESOURCES COMMITTEE

The Agriculture and Natural Resources Committee recommended for passage: Senate Joint Resolution No. 213, also House Bill No. 1328 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

INSURANCE COMMITTEE

The Insurance Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 278 with amendments.

CONSENT CALENDAR

House Bill No. 1517 -- Sumner County - As introduced, revises Financial Management Modernization System of the County of Sumner, Tennessee of 2012, also known as the 2012 Finance Act, as it relates to participation of the county school system under the Act. - Amends Chapter 70 of the Private Acts of 2012. by *Weaver, *Lamberth, *Garrett.

House Bill No. 1479 -- Criminal Procedure - As introduced, extends the date, from January 1, 2020, to February 1, 2020, before which the Tennessee advisory commission on intergovernmental relations must submit a report on its study of global positioning monitoring as a condition of bail to the speakers and chairs of the judiciary committees of the senate and the house of representatives. - Amends TCA Section 39-13-111; Title 40, Chapter 11 and Chapter 827 of the Public Acts of 2018. by *Hardaway, *Carter.

On motion, House Bill No. 1479 was made to conform with **Senate Bill No. 1313**; the Senate Bill was substituted for the House Bill.

***House Bill No. 196** -- Local Education Agencies - As introduced, reduces, from no less than four to no more than four, the number of high school students who may serve on a local board of education as advisory, nonvoting members; deletes the requirement that half of the high school students selected to serve on the board must be enrolled in the college preparatory track and half must be enrolled in the technology track. - Amends TCA Title 49, Chapter 2. by *Lafferty, *Dunn.

On motion, House Bill No. 196 was made to conform with **Senate Bill No. 180**; the Senate Bill was substituted for the House Bill.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

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House Bill No. 1162 -- DUI Offenses - As introduced, adds physician assistants to the list of medical practitioners who are qualified to draw blood from a motor vehicle operator for evidentiary purposes in a DUI investigation. - Amends TCA Title 55, Chapter 10, Part 4. by *Ogles, *Farmer.

***House Bill No. 1523** -- Cannon County - Subject to local approval, exempts nonprofit campgrounds that include a portion of the hotel camp fee for housing from the county's hotel motel tax. - Amends Chapter 23 of the Private Acts of 2013. by *Boyd.

House Resolution No. 82 -- Memorials, Recognition - Iron Lodge #503, 140th anniversary. by *Littleton, *Curcio.

House Resolution No. 83 -- Memorials, Academic Achievement - Jacob Edward Epperson, Valedictorian, Evangelical Christian School. by *Thompson.

House Resolution No. 84 -- Memorials, Academic Achievement - Stephen David Morris, Jr., Salutatorian, Evangelical Christian School. by *Thompson.

***House Joint Resolution No. 453** -- Memorials, Recognition - Memorial Day program at Pisgah Church, 100th anniversary. by *Hawk, *Faison.

***House Joint Resolution No. 454** -- Memorials, Sports - Pat Landreth, International Women's Boxing Hall of Fame. by *Weaver.

***House Joint Resolution No. 455** -- Memorials, Interns - Samantha Elaine Bennett. by *Crawford.

***House Joint Resolution No. 456** -- Memorials, Death - Mary L. Fields. by *Keisling.

***House Joint Resolution No. 457** -- Memorials, Interns - Tayler Aliff. by *Daniel, *Crawford, *Dunn, *Halford, *Lafferty, *Ragan, *Reedy, *Williams, *Camper, *Howell, *Stewart, *Rudder, *Calfee.

***Senate Joint Resolution No. 370** -- Memorials, Recognition - The Carpetbag Theatre, Inc. by *Massey, *Briggs.

***Senate Joint Resolution No. 372** -- Memorials, Academic Achievement - Jessica Mercer, Valedictorian, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 373** -- Memorials, Academic Achievement - Aaron Thomas Brewer, Salutatorian, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 374** -- Memorials, Academic Achievement - Kevin Alexander Greene, Third Top Graduate, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 375** -- Memorials, Academic Achievement - Clayton Guy Runions, Fourth Top Graduate, Lewis County High School. by *Hensley.

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***Senate Joint Resolution No. 376** -- Memorials, Academic Achievement - Jessica Fall, Fifth Top Graduate, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 377** -- Memorials, Academic Achievement - Kaylie Webb, Sixth Top Graduate, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 378** -- Memorials, Academic Achievement - Hunter Owen, Seventh Top Graduate, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 379** -- Memorials, Academic Achievement - Marissa Rose Wyrick, Eighth Top Graduate, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 380** -- Memorials, Academic Achievement - Ralph Douglas Stewart III, Ninth Top Graduate, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 381** -- Memorials, Academic Achievement - Bailey Dye, Tenth Top Graduate, Lewis County High School. by *Hensley.

***Senate Joint Resolution No. 382** -- Memorials, Personal Achievement - Larry Hensley, Best Man of Lewis County. by *Hensley.

***Senate Joint Resolution No. 383** -- Memorials, Personal Achievement - Lyda Mae Hooper, Best Woman of Lewis County. by *Hensley.

***Senate Joint Resolution No. 384** -- Memorials, Interns - Frank Blackman Burnette IV. by *Massey.

***Senate Joint Resolution No. 385** -- Memorials, Death - Dr. Jack E. Forrest. by *White, *Reeves.

***Senate Joint Resolution No. 386** -- Memorials, Recognition - Jerry Daniel Hutchins, Jr. by *McNally, *Yager.

***Senate Joint Resolution No. 387** -- Memorials, Recognition - Watertown-Wilson County Hamblen Bell Public Library, 50th anniversary. by *Pody.

***Senate Joint Resolution No. 388** -- Memorials, Academic Achievement - Matthew Thomas Davis, Valedictorian, Smith County High School. by *Pody.

***Senate Joint Resolution No. 389** -- Memorials, Academic Achievement - Tristan Nixon, Salutatorian, Smith County High School. by *Pody.

***Senate Joint Resolution No. 390** -- Memorials, Academic Achievement - Kylie Birdwell, Valedictorian, Red Boiling Springs High School. by *Pody.

***Senate Joint Resolution No. 391** -- Memorials, Academic Achievement - Savannah Chaffin, Salutatorian, Red Boiling Springs High School. by *Pody.

***Senate Joint Resolution No. 392** -- Memorials, Recognition - WRKM, 60th anniversary. by *Pody.

***Senate Joint Resolution No. 394** -- Memorials, Retirement - Chancellor Claudia C. Bonnyman. by *Yarbro.

***Senate Joint Resolution No. 395** -- Memorials, Interns - Autumn Cole. by *Hensley.

***Senate Joint Resolution No. 396** -- Memorials, Recognition - Phyllis Aluko, Chief Public Defender of Shelby County. by *Akbari, *Kyle, *Robinson.

***Senate Joint Resolution No. 397** -- Memorials, Academic Achievement - Anna Welker, Valedictorian, Stewart County High School. by *Kurita.

***Senate Joint Resolution No. 398** -- Memorials, Academic Achievement - Joshua Osborne, Salutatorian, Stewart County High School. by *Kurita.

***Senate Joint Resolution No. 399** -- Memorials, Death - Tom Hill. by *McNally, *Yager.

***Senate Joint Resolution No. 400** -- Memorials, Death - James Edward "Ed" Westcott. by *McNally, *Yager.

***Senate Joint Resolution No. 401** -- Memorials, Sports - Briarcrest Christian School boys' basketball team, TSSAA Division II-AA State Champion. by *Kelsey.

Rep. Hardaway moved that all members voting aye on Senate Joint Resolution No. 401 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Rep. Camper moved that all members of the Shelby County delegation be added as co-prime sponsors on Senate Joint Resolution No. 396, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell,

Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1083 -- Schools, Charter - As introduced, exempts a public charter school that has not been in operation for more than four years from having the school's charter agreement revoked or denied renewal by the school's chartering authority and from having to cease operations immediately following the close of the school year in which the school was identified as a priority school. - Amends TCA Section 49-13-122. by *White, *Hardaway. (*SB836 by *Akbari)

On motion, House Bill No. 1083 was made to conform with **Senate Bill No. 836**; the Senate Bill was substituted for the House Bill.

Rep. White moved that Senate Bill No. 836 be passed on third and final consideration.

Rep. Haston moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. White moved that **Senate Bill No. 836** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	77
Noes.....	17
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Camper, Cepicky, Chism, Cochran, Coley, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulse, Hurt, Johnson C, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Sanderson, Sexton C, Sexton J, Smith, Sparks, Staples, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Wright, Zachary, Mr. Speaker Casada--77

Representatives voting no were: Calfee, Carr, Clemmons, Crawford, Farmer, Hodges, Jernigan, Johnson G, Keisling, Miller, Mitchell, Potts, Powell, Shaw, Sherrell, Stewart, Windle--17

Representatives present and not voting were: Russell--1

A motion to reconsider was tabled.

House Bill No. 396 -- Fees - As introduced, clarifies that the sales prices for accounting, legal, or other professional services provided within a central business improvement district located within a tourism development zone are not subject to an additional fee. - Amends TCA Title 7, Chapter 88, Part 1. by *White, *Gant. (*SB212 by *Akbari, *Kelsey)

Rep. White moved that House Bill No. 396 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 396 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-88-106(a)(2), is amended by deleting the language "December 31, 2018," and substituting instead the language "December 31, 2018, or as such approval shall thereafter be amended by the state building commission,".

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. White moved that **House Bill No. 396**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

House Bill No. 1163 -- Consumer Protection - As introduced, requires travel promoters to post a \$10,000 bond for each location doing business in this state. - Amends TCA Title 47 and Title 62. by *Ogles, *Whitson. (*SB634 by *Johnson)

Further consideration of House Bill No. 1163, previously considered on April 8, 2019, at which time it was reset for today's Calendar.

Rep. Ogles moved that **House Bill No. 1163** be reset for the Regular Calendar on April 22, 2019, which motion prevailed.

House Bill No. 9 -- Tobacco, Tobacco Products - As introduced, authorizes Knox County and Knoxville to prohibit, by local ordinance, smoking on the grounds of any playground owned or operated by the local government. - Amends TCA Title 39, Chapter 17. by *Staples, *Helton, *Stewart, *Ogles. (*SB9 by *Briggs)

On motion, House Bill No. 9 was made to conform with **Senate Bill No. 9**; the Senate Bill was substituted for the House Bill.

Rep. Staples moved that Senate Bill No. 9 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 9 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1551, is amended by adding the following as a new subsection:

(e) Notwithstanding subsection (a) or any other provision of this title, a local government may prohibit smoking on the grounds of a playground owned or operated by such local government by adopting a resolution or ordinance approved by a two-thirds (2/3) vote of the legislative body of the local government.

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. Parkinson moved the previous question, which motion failed by the following vote:

Ayes	52
Noes.....	44
Present and not voting.....	1

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Representatives voting aye were: Baum, Bricken, Byrd, Calfee, Camper, Carr, Chism, Cochran, Coley, DeBerry, Dixie, Farmer, Freeman, Hakeem, Hall, Hardaway, Hawk, Helton, Hicks, Hodges, Howell, Hulseley, Jernigan, Johnson G, Kumar, Lamar, Love, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Ramsey, Reedy, Rudder, Russell, Sanderson, Shaw, Staples, Stewart, Thompson, Towns, Travis, White, Whitson, Williams, Windle, Wright, Mr. Speaker Casada--52

Representatives voting no were: Beck, Boyd, Cepicky, Clemmons, Cooper, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Gant, Garrett, Halford, Haston, Hazlewood, Hill M, Hill T, Holsclaw, Holt, Hurt, Johnson C, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Powers, Ragan, Rudd, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Vaughan, Weaver, Zachary--44

Representatives present and not voting were: Griffey--1

Rep. Staples moved that **Senate Bill No. 9** be reset for the Regular Calendar on April 22, 2019, which motion prevailed.

House Bill No. 267 -- Education - As introduced, encourages LEAs to provide an age-appropriate seizure education program to teach students about seizures and seizure disorders; encourages the state board of education to promulgate rules for the development and implementation of seizure education programs. - Amends TCA Title 49, Chapter 6. by *Staples, *Clemmons. (*SB273 by *Massey)

Rep. Staples moved that **House Bill No. 267** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--92

Representatives voting no were: Hulseley, Rudder, Williams--3

A motion to reconsider was tabled.

House Bill No. 891 -- Criminal Procedure - As introduced, prohibits a court from accepting any plea agreement that allows an elected public official who is charged with an infamous crime involving an offense committed in the person's official capacity or involving the duties of the person's office from qualifying for, seeking, or holding public office at some point in

the future. - Amends TCA Title 2; Title 8, Chapter 18; Title 39 and Title 40. by *Staples, *Daniel. (*SB731 by *Briggs, *Yager, *Haile, *Jackson, *Lundberg, *Reeves)

On motion, House Bill No. 891 was made to conform with **Senate Bill No. 731**; the Senate Bill was substituted for the House Bill.

Rep. Staples moved that Senate Bill No. 731 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 731 by deleting the language in SECTION 3 and substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 40-20-114, is amended by redesignating existing subsection (e) as subsection (f) and adding the following as a new subsection (e):

(e) A court shall not accept any plea agreement that allows an elected public official who is charged with an infamous crime involving an offense committed in the person's official capacity or involving the duties of the person's office, to qualify for, seek, or hold public office in this state or any political subdivision of this state at some point in the future. If an elected public official accepts a plea agreement for an offense committed in the person's official capacity or involving the duties of the person's office, the person is prohibited from qualifying for, seeking, or holding public office in this state or any political subdivision of this state at some point in the future after the plea agreement has been agreed to by all parties.

Rep. Staples moved that **Senate Bill No. 731** be reset for the next available Regular Calendar, which motion prevailed.

***House Bill No. 1169** -- Motor Vehicles, Titling and Registration - As introduced, makes the requirement that any applicant for motor vehicle registration who failed to pay wheel tax be responsible for paying for all prior years' wheel taxes, applicable on a statewide basis instead of only applicable in Rutherford County. - Amends TCA Section 55-4-105. by *Weaver. (SB1335 by *Southerland)

Rep. Weaver moved that House Bill No. 1169 be passed on third and final consideration.

Rep. Howell moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1169 by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 55-4-105(c), is amended by deleting the following language:

provided, that the amount of such fee shall be increased to three dollars (\$3.00) for the service of handling mail orders of plates on July 1, 2014

and substituting instead the following:

provided, that the amount of such fee for the service of handling mail orders of plates is three dollars (\$3.00) between July 1, 2014, and June 30, 2019, and four dollars (\$4.00) on or after July 1, 2019

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Weaver moved that **House Bill No. 1169**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	86
Noes.....	6
Present and not voting.....	3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Wright, Zachary, Mr. Speaker Casada--86

Representatives voting no were: Calfee, Dixie, Hardaway, Powell, Williams, Windle--6
Representatives present and not voting were: Cooper, Gant, Sparks--3

A motion to reconsider was tabled.

House Bill No. 1330 -- Education - As introduced, deletes an obsolete provision requiring the office of research and education accountability to report on whether community schools have met their education and community goals to the education committees of the general assembly by November 1, 2018. - Amends TCA Title 49, Chapter 6, Part 24. by *Haston, *White, *Love, *Camper. (*SB1058 by *Dickerson, *Yarbro, *Akbari, *Gilmore)

Rep. Haston moved that House Bill No. 1330 be passed on third and final consideration.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1330 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2404, is amended by adding the following as new subsections:

(c) A community school must designate an individual to lead and coordinate the planning and implementation of programming for the school.

(d) A community school is not eligible for any community school grant available under this part unless the school has developed a plan that provides for:

- (1) Integrated student supports;
- (2) Expanded and enriched learning time and opportunities;
- (3) Active family and community engagement; and
- (4) Collaborative leadership and practices.

SECTION 2. Tennessee Code Annotated, Section 49-6-2405, is amended by deleting subsection (b) and substituting instead the following:

(1) The department shall strongly encourage LEAs and schools to combine multiple funding sources to create community schools and to support the schools. Federal funds that may be used for such purposes include, but are not limited to, grants provided under Titles I and IV of the Every Student Succeeds Act (Pub. L. No. 114-95).

(2) The department is encouraged to provide LEAs and schools with technical assistance, directly or through a resource and referral directory established and maintained by the department, to locate other available funding sources to create community schools and to support the schools, such as competitive grants, foundation awards, and private donations.

SECTION 3. Tennessee Code Annotated, Section 49-6-2405, is amended by deleting subsection (d) and substituting instead the following:

In order to qualify for a community school grant under this section, a community school must:

- (1) Meet the requirements of § 49-6-2404(c) and (d);
- (2) Have, at a minimum, the following components:

(A) Before and after school programming each school day to meet the identified needs of students;

(B) Weekend programming;

(C) Four (4) weeks of summer programming, which may be conducted during consecutive or nonconsecutive weeks;

(D) A local advisory group composed of school leadership, parents, and community stakeholders that establishes school-specific programming goals, assesses program needs, and oversees the process of implementing expanded programming;

(E) A program director or resource coordinator who is responsible for establishing the local advisory group, assessing the needs of students and community members, identifying programs to meet those needs, developing the before and after school, weekend, and summer programming, and overseeing the implementation of programming to ensure high-quality, robust participation;

(F) Programming that includes academic excellence aligned with the curriculum, life skills, healthy minds and bodies, parental support and community engagement, and that promotes staying in school, nonviolent behavior, and nonviolent conflict resolution;

(G) Maintenance of attendance records in all programming components;

(H) Maintenance of measurable data showing annual participation and the impact of programming on the participating children and adults;

(I) Documentation of true collaboration between the school and community stakeholders, including local governmental units, civic organizations, families, businesses, and social service providers; and

(J) A nondiscrimination policy ensuring that the community school does not condition participation upon race, ethnic origin, religion, sex, or disability; and

(3)

(A) Conduct a baseline analysis of the school, the contents of which must be developed by the department of

education in consultation with the LEA and any community partner providing community school programming; and

(B) Transmit the data collected from the analysis conducted under subdivision (3)(A) to the department at intervals determined by the department in order to measure the effectiveness of the community school programming implemented at the school.

SECTION 4. Tennessee Code Annotated, Title 49, Chapter 6, Part 24, is amended by adding the following as a new section:

The department of education shall work with at least one (1) statewide coalition composed of practitioners, administrators, advocates, and other stakeholders to identify opportunities for the department to support the formation and effective administration of community schools in this state by focusing on and sharing best practices regarding:

- (1) Professional development;
- (2) Policy and advocacy;
- (3) Communications;
- (4) Stakeholder engagement; and
- (5) Program evaluation.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Haston moved that **House Bill No. 1330**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon,

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Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

House Bill No. 1332 -- Motor Vehicles - As introduced, authorizes off-highway vehicles to be operated on all segments of state highways in Perry County. - Amends TCA Section 55-8-185. by *Haston. (*SB846 by *Hensley)

On motion, House Bill No. 1332 was made to conform with **Senate Bill No. 846**; the Senate Bill was substituted for the House Bill.

Rep. Haston moved that Senate Bill No. 846 be passed on third and final consideration.

Rep. Howell moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Haston moved that **Senate Bill No. 846** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 650** -- Insurance Companies, Agents, Brokers, Policies - As introduced, allows the owner of a prearrangement insurance policy, and not just the beneficiary, to irrevocably assign the policy or policy benefits to a funeral establishment if the insurance company issuing the policy does not offer a funeral trust, or only offers a funeral trust for an additional charge. - Amends TCA Title 56 and Title 62, Chapter 5, Part 4. by *Hicks, *Todd. (SB1173 by *Swann)

Rep. Hicks moved that **House Bill No. 650** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
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Noes..... 0
Present and not voting..... 5

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Moon, Ogles, Parkinson, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--91

Representatives present and not voting were: Chism, Daniel, Lamar, Mitchell, Powell--5

A motion to reconsider was tabled.

House Bill No. 785 -- Trusts - As introduced, authorizes a trustee to establish a single trust fund for all pre-need funeral contracts issued by multiple pre-need sellers, instead of having to establish a trust fund for each pre-need seller. - Amends TCA Title 62, Chapter 5, Part 4. by *Hicks, *Todd. (*SB602 by *Jackson)

Rep. Hicks moved that House Bill No. 785 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 785 by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 62-5-407(a), is amended by deleting the language "as defined in § 62-5-403" and is further amended by adding the following language to the end of the subsection:

As used in this section, "trustee" means a savings and loan association, bank, savings bank, credit union, or trust company organized under the laws of any state or organized under the laws of the United States.

SECTION 2. Tennessee Code Annotated, Section 62-5-407(b), is amended by deleting the subsection and substituting the following:

(b)

(1) If the pre-need funeral contract purchaser chooses to fund the pre-need funeral contract by a trust deposit or deposits, the pre-need seller shall deposit all funds with the trustee, to be held in trust, within fifteen (15) calendar days of receipt. The pre-need seller, at the time of making the deposit, shall

furnish to the trustee the name of each pre-need funeral contract beneficiary and the amount of payment on each for which the deposit is being made.

(2) The trustee may establish:

(A) A separate trust fund for each pre-need funeral contract;

(B) A single trust fund for all pre-need funeral contracts issued by a pre-need seller; or

(C) A single trust fund for all pre-need funeral contracts issued by multiple pre-need sellers.

(3) For trusts established pursuant to subdivisions (b)(2)(A) and (b)(2)(B), the trust accounts must be carried in the name of the pre-need seller and the pre-need seller must be based in this state.

(4) A trustee managing a trust established pursuant to this section shall manage the trust in accordance with the Tennessee Uniform Prudent Investor Act of 2002, compiled in title 35, chapter 14. However, § 35-14-103(b) does not apply to trusts, or trustees managing a trust, established pursuant to this section.

(5) Accounting records for trusts established pursuant to this section must be established and maintained for each individual pre-need funeral contract beneficiary showing the amounts deposited and invested, and interest, dividends, increases, and accretions earned.

(6) A trustee managing a trust established pursuant to this section shall:

(1) Provide a semiannual financial report concerning the trust to the department in a manner determined appropriate by the department by rule; and

(2) Make accounting records for the trust available to the comptroller of the treasury and the department, upon request, for review and audit.

(7) If the trustee uses a board for the management of the trust established pursuant to this section, then the trustee shall maintain insurance on behalf of each board member against liability asserted against or incurred by the board member in that capacity.

SECTION 3. Tennessee Code Annotated, Section 62-5-407(a), is amended by deleting the language "to transfer all trust assets held by the trustee" in the last sentence of the subsection and substituting the language "to transfer all trust assets related to the pre-need funeral contracts issued by the pre-need seller held by the trustee".

SECTION 4. For the purposes of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Hicks moved that **House Bill No. 785**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

House Bill No. 1423 -- County Government - As introduced, prohibits interpreting or amending county charter in a manner inconsistent with state law with respect to the duties, qualifications, and privileges of the constitutional county offices of sheriff, register, county clerk, assessor of property, or trustee. - Amends TCA Title 5, Chapter 1, Part 2. by *Towns, *Camper, *Thompson, *Chism, *Cooper, *Lamar, *Sanderson, *DeBerry, *White, *Vaughan, *Wright, *Smith, *Coley, *Calfee, *Leatherwood, *Carter, *Moon, *Ramsey, *Weaver, *Helton. (*SB501 by *Akbari, *Kyle, *Robinson)

Rep. Towns moved that House Bill No. 1423 be passed on third and final consideration.

Rep. Dunn moved adoption of House Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1423 by adding the following to the end of subsection (c) in SECTION 1:

This subsection (c) must not be construed to affect the terms of the constitutional county offices of sheriff, register, county clerk, assessor of property, or trustee.

On motion, House Amendment No. 1 was adopted.

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Rep. Towns moved that **House Bill No. 1423**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0
Present and not voting..... 1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

Representatives present and not voting were: Hulse--1

A motion to reconsider was tabled.

***House Bill No. 1416** -- Tennessee Emergency Management Agency (TEMA) - As introduced, authorizes persons housed in emergency management agency camps or shelters to possess personal items and portable electronic devices, including mobile telephones and laptop computers. - Amends TCA Title 58. by *Towns, *Hardaway, *Camper. (SB1219 by *Niceley)

Rep. Towns moved that House Bill No. 1416 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1416 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 58, Chapter 2, Part 1, is amended by adding the following as a new section:

Notwithstanding any law to the contrary, a person being housed in a camp or shelter organized or maintained by the federal or Tennessee emergency management agency or a local emergency management agency, or pursuant to an action taken by such agency, is authorized to possess a mobile telephone.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

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Rep. Towns moved that **House Bill No. 1416**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***Senate Joint Resolution No. 159** -- Constitutional Amendments - As introduced, proposes an amendment to Article I, Section 33 of the Constitution of Tennessee removing the criminal punishment exception from slavery and involuntary servitude prohibition. by *Akbari, *Robinson, *Lundberg, *Kyle, *Bowling, *Gilmore, *Dickerson, *White.

Rep. Towns requested that the Clerk read Senate Joint Resolution No. 159 for the first Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 159.

Rep. Towns moved that **Senate Joint Resolution No. 159** be reset for the next available Regular Calendar, for its second reading, which motion prevailed.

House Bill No. 1079 -- Election Laws - As introduced, requires election officials to inspect filings for sufficiency and timeliness; establishes conclusive presumption that accepted filings are sufficient and timely filed. - Amends TCA Title 2. by *Rudd, *White, *Lamberth, *Casada, *Sexton C, *Van Huss, *Hill T, *Sherrell, *Powers. (*SB971 by *Jackson)

Rep. Rudd requested that House Bill No. 1079 be moved to the heel of the Calendar, which motion prevailed.

***House Bill No. 393** -- Process, Service of - As introduced, requires sheriff or constable serving process for actions in general sessions court to be identified by name and agency on the service return or in a supplemental affidavit; requires a private process server to provide a mailing or physical address on the service return or in a supplemental affidavit; clarifies failure to

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include the required contact information of process server will not invalidate effectiveness of service. - Amends TCA Section 16-15-901. by *Garrett. (SB456 by *Stevens)

On motion, House Bill No. 393 was made to conform with **Senate Bill No. 456**; the Senate Bill was substituted for the House Bill.

Rep. Garrett moved that Senate Bill No. 456 be passed on third and final consideration.

Rep. Curcio moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Garrett moved that **Senate Bill No. 456** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 88
Noes 6

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Moon, Ogles, Parkinson, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--88

Representatives voting no were: Beck, Clemmons, Cooper, Dixie, Mitchell, Powell--6

A motion to reconsider was tabled.

House Bill No. 674 -- Children - As introduced, revises various provisions related to stepparent visitation. - Amends TCA Title 36. by *Garrett, *Whitson, *Carter, *Freeman, *Howell, *Smith, *Hall, *Griffey, *Curcio, *Littleton, *Potts, *Dixie, *Lamberth, *Johnson C, *Doggett, *Ogles, *Helton, *Moon, *Rudder, *Lafferty, *Faison, *Eldridge, *Hardaway, *Powell, *White, *Chism, *Marsh, *Weaver. (*SB326 by *Johnson)

Rep. Garrett moved that House Bill No. 674 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 674 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-6-303, is amended by deleting the section and substituting instead the following:

(a) In extraordinary cases, the court is authorized to order stepparent visitation under the following circumstances:

(1) If a stepparent or former stepparent presents a petition, or a motion in a pending case to which the stepparent is a party, for visitation with the stepparent's stepchild or former stepchild to the circuit court, chancery court, general sessions court with domestic relations jurisdiction, or juvenile court of the county in which the stepchild or former stepchild resides, the court shall set the matter for hearing if such visitation is opposed by a parent or custodian or if the petitioner's visitation has been severely reduced by the parent or custodian and any of the following circumstances exist:

(A) The parent of the child to whom the petitioner was married is deceased;

(B) The child's parent and the petitioner are divorced or are in the process of seeking a divorce;

(C) The whereabouts of the child's parent to whom the petitioner is married are unknown;

(D) The court of another state has ordered the visitation between the child and the petitioner;

(E) The child and petitioner maintained a significant relationship for a substantial period of time preceding severance or severe reduction of contact and the contact was severed or severely reduced by the parent or custodian for reasons other than abuse or presence of danger of substantial mental, emotional, or physical harm to the child, and severance or severe reduction of this contact is likely to cause substantial mental, emotional, or physical harm to the child; or

(F) There has been an unreasonable denial of visitation by a parent or custodian and the denial has caused the child severe mental, emotional, or physical harm.

(2) For purposes of this section, "petitioner" includes a movant, unless the context otherwise requires.

(b)

(1) In considering a petition or motion for stepparent visitation, the court shall first determine the presence of a danger of substantial mental, emotional, or physical harm to the child if the requested visitation is not permitted by the court. Such finding of substantial harm may be based upon cessation or severe reduction of the contact between a minor child and the petitioner only if the court determines by a preponderance of the

evidence that the child had a significant existing relationship with the petitioner, and that loss of or severe reduction in contact is likely to occasion severe mental, emotional, or physical harm to the child or presents the danger of other direct and substantial harm to the child.

(2) A petitioner is not required to present the testimony of an expert witness in order to establish a significant existing relationship with a child or that the loss or severe reduction of the contact is likely to cause substantial mental, emotional, or physical harm to the child.

(c) There is a rebuttable presumption that a fit parent's or custodian's actions and decisions regarding the petitioner's requested visitation are not harmful to the child's mental, emotional, or physical health. The burden is on the petitioner to prove that a parent's or custodian's actions and decisions regarding visitation will cause substantial harm to the child's mental, emotional, or physical health.

(d) Upon an initial finding of the presence of a danger of substantial mental, emotional, or physical harm to the child, the court shall then determine whether the petitioner's visitation would be in the best interest of the child based upon the factors in subsection (e). The best interest finding will only occur in extraordinary cases. Upon a determination that visitation would be in the best interest of the child, reasonable visitation may be ordered.

(e) In determining the best interests of the child under this section, the court shall consider all pertinent matters, including, but not limited to, the following:

(1) The length and quality of the prior relationship between the child and the petitioner and the role performed by the petitioner;

(2) The existing emotional ties of the child to the petitioner;

(3) The preference of the child if the child is determined to be of sufficient maturity to express a preference;

(4) The effect of hostility between the petitioner and the parent or custodian of the child manifested before the child, and the willingness of the petitioner, except in case of abuse, to encourage a close relationship between the child and the parent or custodian of the child;

(5) The good faith of the petitioner in filing the petition or motion;

(6) If one (1) parent or custodian is deceased or missing, the fact that the petitioner requesting visitation is or was the spouse of the deceased or missing parent or custodian;

(7) Any unreasonable deprivation of the petitioner's opportunity to visit with the child by the child's parent or custodian;

(8) Whether the petitioner is seeking to maintain a significant existing relationship with the child;

(9) Whether awarding the petitioner visitation would interfere with the parent-child relationship or the custodian-child relationship;

(10) The child's interactions and interrelationships with siblings, half-siblings, other relatives, and step-relatives;

(11) Any court finding that the child's parent or custodian is unfit; and

(12) Any other factors the court deems relevant.

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it, and shall apply to petitions and motions filed on or after that date.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Marsh moved the previous question, which motion prevailed.

Rep. Garrett moved that **House Bill No. 674**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sanderson, Sexton C, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

Representatives voting no were: Sexton J--1

A motion to reconsider was tabled.

House Bill No. 675 -- Trusts - As introduced, allows a revocable living trust that becomes irrevocable upon the death of the settlor to refer to a written statement of personal property not otherwise disposed of by the revocable trust; gives a trustee who has resigned or been removed the right and authority to petition the court for a release and discharge from all liability related to the trust, makes various other revisions. - Amends TCA Title 30; Title 31; Title 32; Title 34; Title 35 and Title 67. by *Garrett. (*SB542 by *Gardenhire, *Stevens)

On motion, House Bill No. 675 was made to conform with **Senate Bill No. 542**; the Senate Bill was substituted for the House Bill.

Rep. Garrett moved that Senate Bill No. 542 be passed on third and final consideration.

Rep. Curcio moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Garrett moved that **Senate Bill No. 542** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sanderson, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Mr. Speaker Casada--93

Representatives voting no were: Williams--1

A motion to reconsider was tabled.

***House Bill No. 736** -- Education - As introduced, requires the office of research and education accountability (OREA) to study whether community schools are providing effective on-the-job training opportunities to students and file a report containing the findings, conclusions, and recommendations from the study with the education committees of the general assembly no later than January 1, 2020. - Amends TCA Title 49, Chapter 6. by *Lafferty, *Todd. (SB1260 by *Gresham)

Rep. Lafferty moved that House Bill No. 736 be passed on third and final consideration.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 736 by deleting all language after the caption and substituting instead the following:

WHEREAS, early exposure to a variety of career-based experiences is critical to ensure that students can make informed decisions about future career pathways; and

WHEREAS, career-based experiences connect learning to the world beyond the classroom; and

WHEREAS, career-based experiences provide students with opportunities to apply their academic, career-related, and technical knowledge; and

WHEREAS, career-based experiences may help students clarify their career goals; and

WHEREAS, career-based experiences provide students with opportunities to develop the skills necessary for success in the workforce; and

WHEREAS, career-based experiences allow students to build connections with professionals outside their usual networks; and

WHEREAS, districts are encouraged to partner with industry and local businesses to expose students to a variety of career-based experiences; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 4, is amended by adding the following as a new section:

(a) As used in this section, "career-based experience" means an opportunity for a student to participate in on-the-job training or a structured educational experience that allows the student to apply the student's knowledge and skills in a work environment and to develop an understanding of workplace expectations.

(b)

(1) An LEA may provide career-based experiences to the LEA's high school students and may allow the LEA's high school students to participate in any available career-based experiences.

(2) An LEA may establish partnerships with industry and local businesses to provide career-based experiences to the LEA's high school students.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Lafferty moved that **House Bill No. 736**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Mr. Speaker Casada--
93

A motion to reconsider was tabled.

***House Bill No. 888** -- Election Laws - As introduced, disqualifies a member of a county election commission from continuing to serve on the commission if the member's spouse, parent, sibling, or child qualifies for any public office. - Amends TCA Section 2-12-102. by *Hakeem, *Clemmons, *Hodges, *Potts, *Shaw. (SB770 by *Yarbro, *Robinson)

Rep. Hakeem moved that House Bill No. 888 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 888 by deleting Section 1(b) and substituting instead the following:

(1) A member of the county election commission who qualifies as a candidate for any public office while serving as a member of the commission shall automatically become disqualified to continue in office as a member of the commission, and a vacancy on the commission shall be considered to exist.

(2) If an immediate family member of a member of the county election commission is on the ballot for public office, the member of the commission must be recused from the official duties of the commission at least thirty (30) days before the election and the state election commission shall appoint a temporary replacement for the election. The recused member of the county election

commission is reinstated to the member's office after the election in question is certified.

(3) As used in this subsection (b), "immediate family member" means a spouse, parent, sibling, or child.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. Lamberth moved the previous question, which motion prevailed.

Rep. Hakeem moved that **House Bill No. 888**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--96

Representatives present and not voting were: Williams--1

A motion to reconsider was tabled.

House Bill No. 830 -- Criminal Offenses - As introduced, creates the Class C felony of aggravated unlawful photographing when the defendant knowingly photographs a minor when the minor has a reasonable expectation of privacy, the photograph depicts the minor in a state of nudity, and the photography was taken for the purpose of sexual gratification of the defendant; requires a person convicted of aggravated unlawful photographing to register as a sexual offender. - Amends TCA Title 39 and Title 40. by *Littleton, *Curcio, *Lamberth, *Todd, *Terry, *White, *Ogles, *Bricken, *Hicks, *Hall, *Hardaway, *Smith, *Helton, *Hodges. (*SB684 by *Bowling)

Rep. Littleton moved that **House Bill No. 830** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulse, Hurt, Jernigan, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--92

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "not voting" to "aye" on **House Bill No. 830** and have this statement entered in the Journal: Reps. Rudder and Hazlewood.

REGULAR CALENDAR, CONTINUED

***House Bill No. 252** -- State Government - As introduced, requires an agency that requires an examination to be administered to a person applying for a license to engage in an occupation, trade, or profession to provide reasonable accommodations to a person diagnosed with dyslexia. - Amends TCA Title 4. by *Freeman, *Beck, *Bricken, *Faison, *Carr, *Lynn, *Coley, *Clemmons, *Hodges, *Hakeem, *Potts, *Ogles, *Towns, *Haston, *Helton, *Moon, *Camper, *Windle, *Thompson. (SB759 by *Yarbro)

Rep. Freeman moved that House Bill No. 252 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 252 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 19, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Agency" has the same meaning as defined in § 4-5-102; and

(2) "License" has the same meaning as defined in § 4-5-102.

(b) An agency that requires a person applying for a license to engage in an occupation, trade, or profession in this state to take an examination shall

ensure the provision of appropriate accommodations in accordance with the Americans with Disabilities Act, 42, U.S.C. § 12101 et seq.

(c) A state agency that administers a required examination for licensure shall promulgate rules to implement this section. The rules must:

(1) Establish the eligibility criteria that a person must meet for an accommodation to be provided pursuant to this section; and

(2) Be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in chapter 5 of this title.

(d) The requirements of this section do not apply to an examination mandated and administered pursuant to federal law.

SECTION 2. This act shall take effect upon becoming a law for purposes of promulgating rules and carrying out any administrative duties necessary to effectuate the provisions and intent of this act, the public welfare requiring it. This act shall take effect on July 1, 2020, for all other purposes, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Freeman moved that **House Bill No. 252**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 1132** -- Public Records - As introduced, clarifies that a request for investigative records by the governor, speaker of the senate, speaker of the house of representatives, or supreme court chief justice may be made by electronic means and still constitutes a request made in writing. - Amends TCA Title 10; Title 38, Chapter 6 and Title 63, Chapter 1. by *Sherrell. (SB1205 by *Crowe)

Rep. Sherrell moved that House Bill No. 1132 be passed on third and final consideration.

1308

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1132 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 63-1-117(f), is amended by deleting the introductory language and substituting instead the following:

(f) The following materials, documents, and other matters related to, or compiled or created pursuant to, an investigation conducted by or on behalf of the department are confidential and not a public record or subject to subpoena, except for subpoenas from law enforcement agencies, before formal disciplinary charges are filed against the provider:

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Sherrell moved that **House Bill No. 1132**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

House Bill No. 499 -- Education, Dept. of - As introduced, requires the department to develop rules, to be adopted by the state board of education, that include procedures for providing instruction to students incarcerated in juvenile detention centers for a minimum of four hours each instructional day. - Amends TCA Title 37 and Title 49. by *Eldridge, *Russell, *Camper, *Love, *Chism, *Hardaway, *Helton. (*SB62 by *Robinson, *Akbari)

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, House Bill No. 499 was made to conform with **Senate Bill No. 62**; the Senate Bill was substituted for the House Bill.

Rep. Eldridge moved that **Senate Bill No. 62** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

***House Bill No. 102 -- Taxes, Alcoholic Beverages -** As introduced, extends by one year the manner in which liquor-by-the-drink tax proceeds are distributed to local political subdivisions. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 49; Title 57 and Title 67. by *Hulsey. (SB350 by *Briggs)

On motion, House Bill No. 102 was made to conform with **Senate Bill No. 350**; the Senate Bill was substituted for the House Bill.

Rep. Hulsey moved that **Senate Bill No. 350** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes.....	1
Present and not voting.....	4

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--89

Representatives voting no were: Daniel--1

Representatives present and not voting were: DeBerry, Dunn, Haston, Holt--4

A motion to reconsider was tabled.

***House Bill No. 621** -- Public Contracts - As introduced, prescribes certain requirements for the procurement of professional surveying services by a governmental entity. - Amends TCA Title 7 and Title 12, Chapter 4. by *Hulsey. (SB585 by *Lundberg)

Rep. Hulsey moved that House Bill No. 621 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 621 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 12-4-107, is amended by designating the existing subsection (a) as subdivision (a)(1), and is further amended by adding the following new subdivision (a)(2):

(2) A city or county may procure surveying services by the means set forth under subdivision (a)(1).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Hulsey moved that **House Bill No. 621**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

Representatives present and not voting were: Powell--1

A motion to reconsider was tabled.

***House Bill No. 630** -- Taxes, Hotel Motel - As enacted, authorizes Coffee County to levy a privilege tax of up to 5 percent upon the privilege of occupancy by a two-thirds vote of its governing body. - Amends TCA Section 67-4-1425. by *Bricken. (SB567 by *Bowling)

On motion, House Bill No. 630 was made to conform with **Senate Bill No. 567**; the Senate Bill was substituted for the House Bill.

Rep. Bricken moved that Senate Bill No. 567 be passed on third and final consideration.

Rep. Crawford moved that Local Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Bricken moved that **Senate Bill No. 567** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	78
Noes.....	10
Present and not voting.....	7

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Curcio, Daniel, Dunn, Eldridge, Faison, Farmer, Freeman, Garrett, Griffey, Hakeem, Halford, Hall, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Marsh, Miller, Mitchell, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton C, Shaw, Sherrell, Smith, Staples, Stewart, Thompson, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--78

Representatives voting no were: Doggett, Gant, Hardaway, Holt, Lynn, Parkinson, Sanderson, Sexton J, Towns, Windle--10

Representatives present and not voting were: Crawford, DeBerry, Haston, Lamar, Powers, Rudd, Sparks--7

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 567** and have this statement entered in the Journal: Rep. Hurt.

REGULAR CALENDAR, CONTINUED

***House Bill No. 754** -- Firearms and Ammunition - As introduced, prohibits certain persons voluntarily admitted to a mental health treatment facility from possessing a firearm. - Amends TCA Title 16; Title 33 and Title 39, Chapter 17. by *Smith, *Casada, *Freeman, *Griffey, *Sherrell, *Curcio, *Littleton, *Hardaway, *Kumar, *Tillis, *Hazlewood, *White, *Helton, *Daniel. (SB1402 by *Bell)

Rep. Smith moved that House Bill No. 754 be passed on third and final consideration.

Rep. Curcio requested that Judiciary Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 754 by deleting all language following the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1316(q), is amended by adding the following new subdivision (q)(3) and renumbering the current subdivision (q)(3):

(3) It is an offense to transfer a firearm to a person knowing that the person:

(A) Has been judicially committed to a mental institution or adjudicated as a mental defective unless the person's right to possess firearms has been restored pursuant to title 16; or

(B) Is receiving inpatient treatment, pursuant to title 33, at a treatment resource, as defined in § 33-1-101, other than a hospital.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 2 was adopted.

Rep. Curcio moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Smith moved that **House Bill No. 754**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	2
Present and not voting.....	1

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--93

Representatives voting no were: Sexton J, Windle--2

Representatives present and not voting were: Powers--1

A motion to reconsider was tabled.

House Bill No. 1522 -- Kenton - Subject to local approval, authorizes the salaries of mayor and aldermen to be set by ordinance; reduces, from three to two, the number of readings required for adoption of ordinances; deletes position of commissioners as heads of city departments; deletes provisions regarding bail and fines and costs; removes provision authorizing the re-appropriation of funds between departments. - Amends Chapter 87 of the Private Acts of 1981; as amended. by *Sanderson. (*SB1529 by *Stevens)

Rep. Sanderson moved that House Bill No. 1522 be passed on third and final consideration.

Rep. Windle moved adoption of Naming, Designating, & Private Acts Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1522 by deleting the last sentence in Section 3.05(b) of SECTION 7 and substituting instead the following:

The sole compensation for serving as City Judge shall be a salary fixed by the Board, and all fees for actions or cases in his court shall belong to the City and shall be paid into the City treasury, with a portion of the amount of municipal court costs collected to be allocated in accordance with Tennessee Code Annotated, Section 16-18-304.

On motion, Naming, Designating, & Private Acts Committee Amendment No. 1 was adopted.

Rep. Sanderson moved that **House Bill No. 1522**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

House Bill No. 1269 -- Taxes, Real Property - As introduced, revises provisions related to the ad valorem tax on mineral interests in real property. - Amends TCA Title 7, Chapter 53; Title 48; Title 64 and Section 67-5-502. by *Holt. (*SB708 by *Stevens)

Rep. Holt moved that **House Bill No. 1269** be reset for the Regular Calendar on April 18, 2019, which motion prevailed.

***House Bill No. 73** -- Taxes, Hotel Motel - As introduced, authorizes the City of Erwin, by ordinance adopted by a two-thirds vote, to levy an occupancy tax of not more than 5 percent on the privilege of staying in any hotel or motel in Erwin; the ordinance must set forth the manner of collection and administration of the privilege tax; requires that all proceeds received by the municipality from the tax be used for tourism development. - Amends TCA Section 67-4-1425. by *Holsclaw, *Hazlewood. (SB858 by *Crowe)

Rep. Holsclaw moved that House Bill No. 73 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 73 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-1425, is amended by adding the following as a new subsection:

() This section does not apply in any city having a population of not less than six thousand ninety (6,090) nor more than six thousand one hundred (6,100) that is located within any county having a population of not less than eighteen thousand three hundred one (18,301) nor more than eighteen thousand four hundred (18,400), according to the 2010 federal census or any subsequent federal census; provided, that the city is authorized to levy a privilege tax by

ordinance adopted by a two-thirds (2/3) vote of its governing body upon the privilege of occupancy in any hotel located within the city of each transient in an amount not to exceed two and a half percent (2.5%) of the consideration charged by the operator. All proceeds received by the city from the tax must be used solely to promote tourism and economic development in the city and for no other purpose. The ordinance must set forth the manner of collection and administration of the privilege tax.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. Holsclaw moved that **House Bill No. 73**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	78
Noes.....	12
Present and not voting.....	2

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Dunn, Eldridge, Faison, Farmer, Freeman, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Marsh, Miller, Mitchell, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton C, Shaw, Sherrell, Smith, Staples, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--78

Representatives voting no were: Doggett, Gant, Hardaway, Holt, Hurt, Lamar, Parkinson, Sanderson, Sexton J, Sparks, Stewart, Windle--12

Representatives present and not voting were: Powers, Rudd--2

A motion to reconsider was tabled.

***House Bill No. 1347** -- Public Employees - As introduced, requires a county that provides insurance coverage for its employees and officials to make its policy or policies of group insurance for group life, hospitalization, disability, or medical expenses for such employees and officials readily available on the county's website. - Amends TCA Title 5; Title 8 and Title 56. by *Carter. (SB1331 by *Gardenhire)

Rep. Lamberth moved that **House Bill No. 1347** be reset for the next available space on the next available Regular Calendar, which motion prevailed.

***House Bill No. 950** -- Criminal Procedure - As introduced, splits the electronic monitoring indigency fund into two accounts to be used to pay for ignition interlock devices for indigent defendants and to pay, subject to local matching funds, for transdermal monitoring devices, other alcohol and drug monitoring devices, and global positioning monitoring devices for indigent defendants. - Amends TCA Title 39; Title 40; Title 55 and Title 69, Chapter 9. by *Lamberth, *Gant, *Curcio, *Griffey, *Hardaway. (SB806 by *Johnson, *Jackson, *Stevens)

Rep. Curcio moved that House Bill No. 950 be passed on third and final consideration.

Rep. Garrett moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 950 by deleting SECTION 3 and substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 55-10-419(f), is amended by deleting the subsection in its entirety and substituting instead the following:

(f) In the event that the state treasurer determines or anticipates that the electronic monitoring indigency fund has or will have insufficient funds to pay for eligible claims or invoices as they are received, the state treasurer is authorized to stop accepting, determining eligibility for, or paying claims or invoices submitted by providers of ignition interlock devices, transdermal monitoring devices, other alternative alcohol or drug monitoring devices, or global positioning monitoring devices for a period of time determined by the state treasurer. The state treasurer may begin accepting or paying claims or invoices submitted by providers of ignition interlock devices, transdermal monitoring devices, other alternative alcohol or drug monitoring devices, or global positioning monitoring devices with service dates on or after the date on which the state treasurer determines that there is a sufficient amount of money in the fund. The state treasurer shall notify providers and the administrative office of the courts of the anticipated date that provider claims and invoices will be accepted and paid from the fund again. The state treasurer may establish an order of priority for paying claims and invoices from the fund after the period of insolvency.

AND FURTHER AMEND by deleting SECTION 10 and substituting instead the following:

SECTION 10. Notwithstanding any law to the contrary, the state treasurer may use any funds in the electronic monitoring indigency fund to pay for the use of global positioning monitoring devices by indigent persons for eligible offenses as a condition of bail or sentencing ordered by a court between July 1, 2016, and August 16, 2018, that were previously submitted to the state treasurer for approval on or before August 16, 2018.

On motion, Judiciary Committee Amendment No. 1 was adopted.

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Curcio moved that **House Bill No. 950**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 950** and have this statement entered in the Journal: Rep. Van Huss.

REGULAR CALENDAR, CONTINUED

***House Bill No. 952** -- Education - As introduced, transfers, from the state board of education to the department of education, the authority to accept and administer federal funds for the purpose of promoting public education; designates the department of education as the state board for career and technical education; grants the department of education the authority to administer annual appropriations made for career and technical education; removes provision for grants to public four-year institutions of higher education for research in career and technical education. - Amends TCA Section 49-1-202; Title 49, Chapter 11; Section 49-3-201; Section 49-3-302 and Section 49-3-318. by *Lamberth, *Gant, *Hurt, *Hardaway, *Smith, *Helton. (SB808 by *Johnson, *Haile, *Bowling, *Gresham)

On motion, House Bill No. 952 was made to conform with **Senate Bill No. 808**; the Senate Bill was substituted for the House Bill.

Rep. Hurt moved that Senate Bill No. 808 be passed on third and final consideration.

Rep. White moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Hurt moved that **Senate Bill No. 808** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 839** -- Driver Licenses - As introduced, prevents suspension of a driver license for failure to pay fines or costs imposed for a driving offense if the person is indigent or enters into payment plan; requires person be issued restricted driver license until moneys owed the court are fully paid. - Amends TCA Title 40, Chapter 24, Part 1; Title 55, Chapter 50, Part 3 and Title 55, Chapter 50, Part 5. by *Lamberth, *Miller, *Howell, *Hardaway, *Weaver, *Thompson, *Hodges, *Potts, *Moon, *Camper, *Helton, *Russell, *Daniel, *Hazlewood, *Smith, *Shaw, *Chism, *Stewart, *Littleton, *Love, *Hakeem, *Dixie, *Freeman. (SB1143 by *Akbari, *Gilmore, *Robinson, *Stevens)

Rep. Lamberth moved that House Bill No. 839 be passed on third and final consideration.

Rep. Howell requested that Transportation Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Lynn moved adoption of Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 839 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-50-502(a)(1)(H), is amended by deleting the subdivision and substituting instead the following:

(H) Has been finally convicted of any driving offense in any court and has not paid or secured any fine or costs imposed for that offense;

SECTION 2. Tennessee Code Annotated, Section 55-50-502(j), is amended by deleting the subsection and substituting instead the following:

(1) The court shall require every licensee who is convicted of a driving offense and who does not pay the assessed fines and costs in full on the date of disposition to make payments pursuant to an installment payment plan.

(2) The clerk of any court that handles traffic citations shall offer a payment plan, which must be reasonable and based on a person's income and ability to pay, to any person convicted of a driving offense.

(3) A person may request, and the court clerk shall grant, modifications to a payment plan upon a change in the person's financial circumstances or upon good cause shown. If the request for modification is denied by a deputy clerk, then the person may appeal the denial to the chief clerk. If a request for modification is denied by the chief clerk, then the person may petition the court for modifications to the payment plan based upon a change in the person's financial circumstances or upon good cause shown.

(4)

(A) The court clerk shall inform a person who enters into a payment plan pursuant to this subsection (j) that:

(i) Failure to timely make the payments as ordered by the court results in the suspension of the person's license and the issuance of a restricted license; and

(ii) Any default on the payment plan while the person is issued a restricted license results in the revocation of the restricted license and the person's driving privileges as described in subdivision (j)(6).

(B) The court clerk shall notify the department of a person's failure to comply with a payment plan established pursuant to this subsection (j).

(C)

(i) Upon notice of the person's failure to comply with the payment plan established pursuant to this subsection (j), the department shall notify the person in writing of the pending suspension of the person's license and instruct the person to contact the appropriate court clerk within the time period described in this subdivision (j)(4)(C).

(ii) A person has thirty (30) days from the date the department sends the notice described in subdivision (j)(4)(C)(i) to reestablish compliance with the payment plan or petition the court clerk or court and demonstrate that the person has, in fact, complied with the court clerk's payment plan.

(iii) If the person reestablishes compliance with the payment plan or demonstrates to the court clerk or court that the person complied with the court clerk's payment plan, then the court clerk shall issue a receipt or other documentation to the person. If the person presents the receipt or other documentation to the department prior to the expiration of the thirty-day period described in subdivision (j)(4)(C)(ii), then the department shall not suspend the person's license.

(iv) A person who fails to reestablish compliance with the payment plan or demonstrate to the court clerk or court's satisfaction that the person complied with the court clerk's payment plan and whose license is suspended in accordance with this subdivision (j)(4) may apply to the court for the issuance of a restricted license. The court shall order the issuance of a restricted license if the person is otherwise eligible for a driver license.

(D) If the person does not present the receipt or other documentation to the department prior to the expiration of the thirty-day period, then the department shall suspend the person's license. Upon the person presenting a certified copy of the court order and paying the application fee to the department in accordance with subdivision (j)(5)(B), the department shall issue a restricted license in place of the suspended license.

(5)

(A) A restricted license issued pursuant to this subsection (j) is valid only for travel necessary for:

(i) Employment;

(ii) School;

(iii) Religious worship;

(iv) Participation in a recovery court, which includes drug courts under the Drug Court Treatment Act of 2003, compiled in title 16, chapter 22; DUI courts; mental health courts; and veterans treatment courts; or

(v) Serious illness of the person or an immediate family member.

(B) The order for the issuance of a restricted license must state with all practicable specificity the necessary times and places of permissible operation of a motor vehicle. The person may obtain a certified copy of the order and, within ten (10) days after the order is

issued, present it, together with an application fee of sixty-five dollars (\$65.00), to the department, which shall issue a restricted license embodying the limitations imposed in the order. After proper application and until the restricted license is issued, a certified copy of the order may serve in lieu of a driver license.

(6)

(A) If a person who is issued a restricted license fails to comply with a payment plan established pursuant to this subsection (j), the court clerk shall notify the department of the person's failure to comply with the payment plan.

(B)

(i) Upon notice of the person's failure to comply with the payment plan, the department shall notify the person in writing of the pending revocation of the person's restricted license and instruct the person to contact the appropriate court clerk within the time period described in this subdivision (j)(6)(B).

(ii) A person has thirty (30) days from the date the department sends the notice described in subdivision (j)(6)(B)(i) to reestablish compliance with the payment plan or petition the court clerk or court and demonstrate that the person has, in fact, complied with the court clerk's payment plan.

(iii) If the person reestablishes compliance with the payment plan or demonstrates to the court clerk or court that the person complied with the court clerk's payment plan, then the court clerk shall issue a receipt or other documentation to the person. If the person presents the receipt or other documentation to the department prior to the expiration of the thirty-day period described in subdivision (j)(6)(B)(ii), then the department shall not revoke the person's restricted license.

(C) If the person does not present the receipt or other documentation to the department prior to the expiration of the thirty-day period, then the department shall revoke the person's restricted license.

(D) No sooner than six (6) months from the date of revocation, a person whose restricted license is revoked pursuant to this subdivision (j)(6) may apply with the court clerk for a certification that the person is eligible to be reissued a restricted license; provided, that the person must be actively participating in an installment payment plan in accordance with subdivision (j)(2).

(E) Upon the person's application for a certification that the person is eligible to receive a reissued restricted license pursuant to

subdivision (j)(6)(D), the court clerk shall certify whether the person is actively participating in a payment plan and request the reissuance of a restricted driver license for the person if the person is otherwise eligible for a driver license. The certification must state with all practicable specificity the necessary times and places of permissible operation of a motor vehicle for purposes described in subdivision (j)(5)(A). The person may obtain a copy of the certification and, within ten (10) days after the certification is issued, present it, together with an application fee of sixty-five dollars (\$65.00), to the department, which shall issue a restricted license embodying the limitations imposed in the certification. After proper application and until the restricted license is issued, a copy of the certification may serve in lieu of a driver license.

(7) Notwithstanding this subsection (j), a person will be issued a restricted license or have the person's license reinstated only if the person is otherwise eligible for a driver license.

(8) The process described by this subsection (j) applies until the person fully pays the moneys owed the court or any outstanding fines or costs are waived by the court.

(9) If otherwise eligible for a driver license, any person whose driver license was suspended under subdivision (a)(1)(H), prior to July 1, 2019, for nonpayment of court costs or fines may apply to the court having original jurisdiction over the traffic offense for an order reinstating the person's license upon entering into an installment payment plan under this subsection (j). The person may present a certified copy of the court's order to the department of safety, which shall reissue a driver license at no cost to the person if the person is otherwise eligible for a driver license.

(10) A restricted license issued under this subsection (j) shall not be subject to the requirements of § 55-12-114(b).

SECTION 3. Tennessee Code Annotated, Section 55-50-502(d), is amended by deleting the language "subdivision (a)(1)(H) or (a)(1)(I)" wherever it appears and substituting instead the language "subdivision (a)(1)(I)".

SECTION 4. Tennessee Code Annotated, Section 55-50-303(e)(1), is amended by deleting the language "Failure to timely make the payments as ordered by the court shall result in the suspension of the restricted license.".

SECTION 5. Tennessee Code Annotated, Section 40-24-105(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(1) Any person who is issued a license under title 55 and who has not paid all litigation taxes, court costs, and fines assessed as a result of disposition of any offense under the criminal laws of this state within one (1) year of the date of the completion of the sentence shall enter into an installment payment plan

with the clerk of the court ordering disposition of the offense to make payments on the taxes, costs, and fines owed.

(2) The clerk of the court ordering disposition of an offense shall offer a payment plan, which must be reasonable and based on a person's income and ability to pay, to any person convicted of an offense under the criminal laws of this state who requests to make payments pursuant to an installment payment plan or who is required to enter into an installment payment plan in accordance with subdivision (b)(1). A person may request, and the court clerk shall grant, modifications to the payment plan upon a change in the person's financial circumstances or upon good cause shown. If the request for modification is denied by a deputy clerk, then the person may appeal the denial to the chief clerk. If a request for modification is denied by the chief clerk, then the person may petition the court for modifications to the payment plan based upon a change in the person's financial circumstances or upon good cause shown.

(3)

(A) The court clerk shall inform a person who enters into a payment plan pursuant to this subsection (b) that:

(i) Failure to timely make the payments as ordered by the court results in the suspension of the person's license and the issuance of a restricted license; and

(ii) Any default on the payment plan while the person is issued a restricted license results in the revocation of the restricted license and the person's driving privileges as described in subdivision (b)(5).

(B) The court clerk shall notify the department of a person's failure to comply with a payment plan established pursuant to this subsection (b).

(C)

(i) Upon notice of the person's failure to comply with the payment plan established pursuant to this subsection (b), the department shall notify the person in writing of the pending suspension of the person's license and instruct the person to contact the appropriate court clerk within the time period described in this subdivision (b)(3)(C).

(ii) A person has thirty (30) days from the date the department sends the notice described in subdivision (b)(3)(C)(i) to reestablish compliance with the payment plan or petition the court clerk or court and demonstrate that the person has, in fact, complied with the court clerk's payment plan.

(iii) If the person reestablishes compliance with the payment plan or demonstrates to the court clerk or court that the person complied with the court clerk's payment plan, then the court clerk shall issue a receipt or other documentation to the person. If the person presents the receipt or other documentation to the department prior to the expiration of the thirty-day period described in subdivision (b)(3)(C)(ii), then the department shall not suspend the person's license.

(iv) A person who fails to reestablish compliance with the payment plan or demonstrate to the court clerk or court's satisfaction that the person complied with the court clerk's payment plan and whose license is suspended in accordance with this subdivision (b)(3) may apply to the court for the issuance of a restricted license. The court shall order the issuance of a restricted license if the person is otherwise eligible for a driver license.

(D) If the person does not present the receipt or other documentation to the department prior to the expiration of the thirty-day period, then the department shall suspend the person's license. Upon the person presenting a certified copy of the court order and paying the application fee to the department in accordance with subdivision (b)(4)(B), the department shall issue a restricted license in place of the suspended license.

(4)

(A) A restricted license issued pursuant to this subsection (b) is valid only for travel necessary for:

(i) Employment;

(ii) School;

(iii) Religious worship;

(iv) Participation in a recovery court, which includes drug courts under the Drug Court Treatment Act of 2003, compiled in title 16, chapter 22; DUI courts; mental health courts; and veterans treatment courts; or

(v) Serious illness of the person or an immediate family member.

(B) The order for the issuance of a restricted license must state with all practicable specificity the necessary times and places of permissible operation of a motor vehicle. The person may obtain a certified copy of the order and, within ten (10) days after the order is

issued, present it, together with an application fee of sixty-five dollars (\$65.00), to the department, which shall issue a restricted license embodying the limitations imposed in the order. After proper application and until the restricted license is issued, a certified copy of the order may serve in lieu of a driver license.

(5)

(A) If a person who is issued a restricted license fails to comply with a payment plan established pursuant to this subsection (b), the court clerk shall notify the department of the person's failure to comply with the payment plan.

(B)

(i) Upon notice of the person's failure to comply with the payment plan, the department shall notify the person in writing of the pending revocation of the person's restricted license and instruct the person to contact the appropriate court clerk within the time period described in this subdivision (b)(5)(B).

(ii) A person has thirty (30) days from the date the department sends the notice described in subdivision (b)(5)(B)(i) to reestablish compliance with the payment plan or petition the court clerk or court and demonstrate that the person has, in fact, complied with the court clerk's payment plan.

(iii) If the person reestablishes compliance with the payment plan or demonstrates to the court clerk or court that the person complied with the court clerk's payment plan, then the court clerk shall issue a receipt or other documentation to the person. If the person presents the receipt or other documentation to the department prior to the expiration of the thirty-day period described in subdivision (b)(5)(B)(ii), then the department shall not revoke the person's restricted license.

(C) If the person does not present the receipt or other documentation to the department prior to the expiration of the thirty-day period, then the department shall revoke the person's restricted license.

(D) No sooner than six (6) months from the date of revocation, a person whose restricted license is revoked pursuant to this subdivision (b)(5) may apply with the court clerk for a certification that the person is eligible to be reissued a restricted license; provided, that the person must be actively participating in an installment payment plan in accordance with subdivision (b)(2).

(E) Upon the person's application for a certification that the person is eligible to receive a reissued restricted license pursuant to

subdivision (b)(5)(D), the court clerk shall certify whether the person is actively participating in a payment plan and request the reissuance of a restricted driver license for the person if the person is otherwise eligible for a driver license. The certification must state with all practicable specificity the necessary times and places of permissible operation of a motor vehicle for purposes described in subdivision (b)(4)(A). The person may obtain a copy of the certification and, within ten (10) days after the certification is issued, present it, together with an application fee of sixty-five dollars (\$65.00), to the department, which shall issue a restricted license embodying the limitations imposed in the certification. After proper application and until the restricted license is issued, a copy of the certification may serve in lieu of a driver license.

(6)

(A) Notwithstanding this subsection (b), if a licensee claims an inability to pay taxes, fines, or costs imposed for a disposition of any offense under the criminal laws of this state due to indigency, the court shall offer the person the opportunity to submit proof of the person's financial inability to pay, which may include a signed affidavit of indigency. For purposes of this subdivision (b)(6), the standard for a claim of indigency is the same as for an indigent person, as defined in § 40-14-201.

(B) Upon proof of a person's financial inability to pay, the court shall suspend the person's taxes, fines, and costs. No additional fines or costs accrue against the original taxes, fines, and costs as a result of or during the suspension of the person's taxes, fines, and costs. The court may order the person to reappear before the court for a reevaluation of the person's financial ability or inability to pay the taxes, fines, or costs. If, after the reevaluation, the person:

(i) Is no longer financially unable to pay or secure any portion of the taxes, fines, or costs in accordance with subdivision (b)(6)(A), the court shall reinstate the taxes, fines, and costs and apply subdivisions (b)(2)-(5); or

(ii) Remains financially unable to pay any portion of the taxes, fines, or costs, the court shall extend the suspension of the person's taxes, fines, and costs and may order the person to reappear before the court for a reevaluation of the person's financial ability or inability to pay the fine or cost in accordance with this subdivision (b)(6)(B). The process described by this subdivision (b)(6)(B) applies until the person fully pays the moneys owed the court or any outstanding taxes, fines, or costs are waived by the court.

(7) Notwithstanding this subsection (b), a person will be issued a restricted license or have the person's license reinstated only if the person is otherwise eligible for a driver license.

(8) The process described by this subsection (b) applies until the person fully pays the moneys owed the court or any outstanding taxes, fines, or costs are waived by the court.

(9) If otherwise eligible for a driver license, any person whose driver license was revoked under this section, prior to July 1, 2019, for nonpayment of litigation taxes, court costs, and fines assessed may apply to the court having original jurisdiction over the offense for an order reinstating the person's license upon entering into an installment payment plan under this subsection (b) or the submittal of proof described in subdivision (b)(6). The person may present a certified copy of the court's order to the department of safety, which shall reissue a driver license at no cost to the person if the person is otherwise eligible for a driver license.

SECTION 6. Tennessee Code Annotated, Section 40-24-105, is amended by deleting subsection (h) in its entirety.

SECTION 7. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Howell moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lamberth moved that **House Bill No. 839**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

House Bill No. 1079 -- Election Laws - As introduced, requires election officials to inspect filings for sufficiency and timeliness; establishes conclusive presumption that accepted filings are sufficient and timely filed. - Amends TCA Title 2. by *Rudd, *White, *Lamberth, *Casada, *Sexton C, *Van Huss, *Hill T, *Sherrell, *Powers. (*SB971 by *Jackson)

Further consideration of House Bill No. 1079 previously considered on today's Calendar.

Rep. Rudd moved that House Bill No. 1079 be passed on third and final consideration.

Rep. Crawford requested that Local Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Crawford requested that Local Committee Amendment No. 2 be placed at the heel of the amendments.

Rep. Stewart moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1079 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-7-112, is amended by adding the following new subsection:

(h)

(1) Notwithstanding § 2-2-109 or any other law to the contrary, any person eligible to vote in an election under this title may register to vote on the day of the election, including any days of early voting, by completing and submitting to an election official a voter registration application form, which must be made available at all polling places by county election commissions. To obtain a voter registration application form, the eligible person shall provide a valid driver license or photo identification card, and other proof of eligibility as may be prescribed in rules promulgated by the state election commission.

(2) Any person who is already registered to vote and who remains eligible to vote in this state may update or correct any outdated information in the person's voting record on the day of the election, or on any day of early voting, on a form prescribed by the state election commission.

(3) Any person who registers to vote under subdivision (h)(1) or updates the person's voter information under subdivision (h)(2) must be permitted to vote a regular ballot.

(4) The state election commission shall prescribe rules in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, prescribing the procedure by which a person may register to vote and update the person's voter information under this subsection (h). Rules prescribed under this subdivision (h)(4) must specify the forms of identification and other proof of eligibility that may be presented for purposes of voting under this subsection (h).

SECTION 2. This act shall take effect upon becoming a law for the purposes of prescribing rules, the public welfare requiring it. This act shall take effect July 1, 2019, for all other purposes, the public welfare requiring it.

Rep. Rudd moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	67
Noes.....	25
Present and not voting.....	1

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hurt, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Terry, Tillis, Todd, Travis, Van Huss, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--67

Representatives voting no were: Camper, Chism, Clemmons, Cooper, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--25

Representatives present and not voting were: Sparks--1

Rep. Clemmons moved adoption of House Amendment No. 4 as follows:

Amendment No. 4

AMEND House Bill No. 1079 by adding the following as a new subsection in § 2-2-142 in Section 1:

() This section does not apply to religious or faith-based organizations.

AND FURTHER AMEND by adding the following as a new subsection in § 2-2-143 in Section 2:

() This section does not apply to religious or faith-based organizations.

Rep. Rudd moved that House Amendment No. 4 be tabled, which motion prevailed by the following vote:

1330

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Ayes 70
Noes..... 26
Present and not voting..... 1

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--70

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--26

Representatives present and not voting were: Sparks--1

Rep. Clemmons moved adoption of House Amendment No. 5 as follows:

Amendment No. 5

AMEND House Bill No. 1079 by adding the following as a new subdivision in § 2-2-143(c) in Section 2:

() If a person or organization is successful in contesting a penalty imposed under this section, the hearing officer or administrative law judge may award reasonable attorney fees to the person or organization incurred in filing the petition and contesting the penalty.

Rep. Rudd moved that House Amendment No. 5 be tabled, which motion prevailed by the following vote:

Ayes 71
Noes..... 26

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--71

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--26

Rep. Clemmons requested that House Amendment No. 6 be rolled one place, which motion was objected to by the following vote:

Ayes 72
Noes..... 25

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--72

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--25

Rep. Clemmons moved adoption of House Amendment No. 6 as follows:

Amendment No. 6

AMEND House Bill No. 1079 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION ____ Tennessee Code Annotated, Section 2-11-201, is amended by deleting the section and substituting instead the following:

(a) The judges of the supreme court shall appoint the coordinator of elections, who shall serve at the pleasure of the judges of the supreme court and for such compensation as determined by the judges of the supreme court.

(b) The coordinator of elections is the chief administrative election officer of this state and shall obtain and maintain uniformity in the application, operation, and interpretation of the election code.

(c) Subject to the concurrence of the judges of the supreme court, the coordinator of elections may make rules and regulations as necessary to carry out the provisions of the election code. Copies of such rules and regulations must be furnished to the state and county election commissions and to the state and county primary boards.

(d) Subject to the prior approval of the judges of the supreme court, the coordinator of elections may within budgetary limits employ such personnel and enter into such contracts for equipment as may be appropriate for the efficient discharge of the duties of the office.

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Rep. Rudd moved that House Amendment No. 6 be tabled, which motion prevailed by the following vote:

Ayes 72
Noes..... 24

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--72

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns--24

Rep. Clemmons moved adoption of House Amendment No. 7 as follows:

Amendment No. 7

AMEND House Bill No. 1079 by adding the following as a new subsection in § 2-2-142 in Section 1:

() This section does not apply to nonprofit organizations.

AND FURTHER AMEND by adding the following as a new subsection in § 2-2-143 in Section 2:

() This section does not apply to nonprofit organizations.

Rep. Rudd moved that House Amendment No. 7 be tabled, which motion prevailed by the following vote:

Ayes 70
Noes..... 26
Present and not voting..... 1

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--70

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--26
Representatives present and not voting were: Sparks--1

Rep. Rudd requested that House Amendment No. 8 be placed at the heel of the amendments.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1079 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 2, Chapter 2, is amended by adding the following new section:

2-2-142.

(a) Supplemental voter registration drives that attempt to register one hundred (100) or more people to vote may be conducted by a person or organization that has not been designated by the county election commission under § 2-2-111, provided that the person or organization complies with the following conditions:

(1) Prior to conducting a voter registration drive, the person or agent of an organization shall:

(A) Provide the coordinator of elections with the name, address, and contact phone number of the person conducting the voter registration drive or the names, addresses, and contact phone numbers of the officers of the organization conducting the voter registration drive;

(B) Provide the names of the county or counties in which the voter registration drives will be held;

(C) Complete training, which is administered by the coordinator of elections, on the laws and procedures governing the voter registration process;

(D) File a sworn statement stating that the person or organization shall obey all state laws and procedures regarding the registration of voters; and

(E) Ensure that individuals, whether volunteer or paid, who conduct voter registration drives for an organization have

completed the training administered by the coordinator of elections; and

(2) The person or organization shall deliver or mail completed voter registration forms within ten (10) days of the date of the voter registration drive; provided, that if the date of the voter registration drive is within ten (10) days of the voter registration deadline, the completed forms must be delivered or mailed no later than the voter registration deadline. Any voter registration forms that are mailed to the election commission office must be mailed in a manner that provides a tracking number for the voter registration form and allows the sender or election commission to track the mailer.

(b) Any person or organization conducting a voter registration drive is prohibited from copying, photographing, or in any way retaining the voter information and data collected on the voter registration application, unless the applicant consents. However, the social security number provided on the voter registration application is confidential and must not be retained by any person other than election officials in their official capacity.

(c) No person or organization shall employ or compensate any person, nor shall any person receive any wages or compensation for registering voters based on the number of voters registered. Nothing in this section prohibits a person from being paid on an hourly or salaried basis to register voters.

(d) No person or organization shall establish quotas or a minimum number of completed voter registration forms to be collected by individuals conducting a voter registration drive.

(e) The coordinator of elections may adopt policies or procedures to effectuate the provisions of this section, including, but not limited to, a form on which the required information may be provided and certified by interested parties. The form adopted by the coordinator of elections may be provided electronically and the training administered may be web-based.

(f) Any person who intentionally or knowingly violates any provision of this section commits a Class A misdemeanor and each violation constitutes a separate offense.

SECTION 2. Tennessee Code Annotated, Title 2, Chapter 2, is amended by adding the following new section:

2-2-143.

(a) If any person or organization conducts voter registration drives under § 2-2-142 and files one hundred (100) or more deficient voter registration applications with one (1) or more county election commissions, the person or organization is subject to a civil penalty under the procedures of this section.

(b) For purposes of this section, "deficient voter registration application" means any application lacking the information required under § 2-2-116 to process the voter registration application, except for the voter's social security number.

(c)

(1) The state election commission may impose a civil penalty for a violation of this section as provided in this subsection (c).

(2) The county election commission shall file notice with the state election commission, along with a copy of each voter registration application deemed to be deficient and identifying information about the person or organization that filed the deficient applications.

(3) The state election commission shall review each voter registration application presented by the county election commission and shall make a finding on the number of deficient forms filed. Based on the finding, the state election commission may impose civil penalties for Class 1 and Class 2 offenses. The state election commission may combine the number of deficient forms filed by a person or organization in multiple counties when determining the total number of deficient forms filed.

(4) As used in this section:

(A) "Class 1 offense" means the filing of one hundred (100) to five hundred (500) deficient voter registration applications. A Class 1 offense is punishable by a civil penalty of one hundred fifty dollars (\$150), up to a maximum of two thousand dollars (\$2,000), in each county where the violation occurred; and

(B) "Class 2 offense" means the filing of more than five hundred (500) deficient voter registration applications. A Class 2 offense is punishable by a civil penalty of not more than ten thousand dollars (\$10,000) in each county where the violation occurred.

(5) For any offense, the state election commission shall send, by return mail, receipt requested, an assessment letter to the person or organization in a form sufficient to advise the person or organization of the factual basis of the violation, the maximum penalty and the date a response to the letter must be filed. Failure to timely claim an assessment letter sent by return mail, receipt requested, constitutes acceptance of the assessment letter.

(6) To request a waiver, reduction, or to in any way contest a penalty imposed by the state election commission, a person or organization shall file a petition with the state election commission. Such

petition may be considered as a contested case proceeding under the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(d) Penalties imposed under this section by the state election commission must be deposited into the general fund of the county or counties in which the violation occurred. When there are multiple counties involved, the penalty money must be divided pro rata based on the number of deficient registration applications submitted in each county.

(e) The state election commission may promulgate rules and procedures to implement the provisions of this section.

SECTION 3. Tennessee Code Annotated, Section 2-7-104(a), is amended by deleting the sixth sentence and adding the following sentence immediately before the last sentence:

All appointed poll watchers must have reached the age of seventeen (17) by election day and be residents of this state.

SECTION 4. Tennessee Code Annotated, Section 2-7-133(i), is amended by deleting the subsection and substituting instead the following language:

(i) A person attempting to be elected by write-in ballots shall complete a notice requesting such person's ballots be counted in each county of the district no earlier than the first day after the applicable qualifying deadline, but no later than twelve o'clock (12:00) noon, prevailing time, fifty (50) days before the general election. Such person must only have votes counted in counties where such notice was completed and timely filed. Write-in votes must not be counted for any statewide office. The notice must be on a form prescribed by the coordinator of elections and must not require signatures of any person other than the write-in candidate requesting ballots be counted. The coordinator of elections shall distribute such form to the county election commissions. Upon timely receiving the notice required by this subsection (i), the county election commission shall promptly inform the state coordinator of elections, the registry of election finance, as well as all other candidates participating in the affected election. A write-in candidate may withdraw the notice by filing a letter of withdrawal in the same manner as the original notice was filed no later than the fifth day before the election.

SECTION 5. Tennessee Code Annotated, Section 2-7-133, is amended by deleting subsection (f).

SECTION 6. Tennessee Code Annotated, Section 2-8-113(c), is amended by deleting the subsection and substituting instead the following language:

(c) Any person trying to receive a party nomination by write-in ballots shall complete a notice requesting such person's ballots be counted in each county of the district no later than twelve o'clock (12:00) noon, prevailing time, fifty (50) days before the primary election. Such person must only have votes

counted in counties where such notice was completed and timely filed. The notice must be on a form prescribed by the coordinator of elections and must not require signatures of any person other than the write-in candidate requesting ballots be counted. Write-in votes must not be counted for any statewide office. The coordinator of elections shall distribute such form to the county election commissions. Upon timely receiving the notice required by this subsection (c), the county election commission shall promptly inform the state coordinator of elections, the registry of election finance, as well as all other candidates participating in the affected election. A write-in candidate may withdraw the notice by filing a letter of withdrawal in the same manner as the original notice was filed no later than the fifth day before the election.

SECTION 7. Tennessee Code Annotated, Title 2, Chapter 9, is amended by adding the following as a new section to be appropriately designated:

2-9-118.

(a) An agent of a voting systems vendor or any person acting on behalf of a voting systems vendor shall not offer or attempt to offer anything of value to a state election commission member; county election commission member; the secretary of state; the coordinator of elections; the administrator of elections; an employee of the state election commission, the county election commission, or the secretary of state; or an immediate family member of such persons.

(b) An agent of a voting systems vendor shall not knowingly make or cause to be made any false statement or misrepresentation of the facts concerning any matter for which the voting systems vendor is responsible to a state election commission member; county election commission member; the secretary of state; the coordinator of elections; the administrator of elections; or an employee of the state election commission, the county election commission, or the secretary of state.

(c) A state election commission member; county election commission member; secretary of state; coordinator of elections; administrator of elections; employee of the state election commission, the county election commission, or the secretary of state; or an immediate family member of such persons, shall not solicit or accept anything of value in violation of subsection (a).

(d) A voting systems vendor shall not make a loan of money to a state election commission member; a county election commission member; the secretary of state; the coordinator of elections; the administrator of elections; an employee of the state election commission, the county election commission, or the secretary of state; or an immediate family member of such persons, or to any other person on such person's behalf.

(e) A state election commission member; county election commission member; the secretary of state; the coordinator of elections; the administrator of elections; an employee of the state election commission, the county election

commission, or the secretary of state; or an immediate family member of such persons, shall not solicit or accept a loan in violation of subsection (d).

(f) An agent of a voting systems vendor or any person acting on behalf of a voting systems vendor shall not permit a state election commission member; a county election commission member; the secretary of state; the coordinator of elections; the administrator of elections; an employee of the state election commission, the county election commission, or the secretary of state; or an immediate family member of such persons, to use the credit or a credit card of the voting systems vendor.

(g) An agent of a voting systems vendor or any person acting on behalf of a voting systems vendor shall not pay the lodging expenses of a state election commission member; a county election commission member; the secretary of state; the coordinator of elections; the administrator of elections; an employee of the state election commission, the county election commission, or the secretary of state; or an immediate family member of such persons.

(h) A state election commission member; county election commission member; the secretary of state; coordinator of elections; administrator of elections; employee of the state election commission, the county election commission, or the secretary of state; or an immediate family member of such persons, shall not accept travel expenses, meals, or lodging paid by a voting systems vendor or agent of the voting systems vendor.

(i) An agent of a voting systems vendor or any person acting on behalf of a voting systems vendor shall not provide a gift, directly or indirectly, to a state election commission member; a county election commission member; the secretary of state; the coordinator of elections; the administrator of elections; an employee of the state election commission, county election commission, or the secretary of state; or an immediate family member of such persons, unless the gift is a novelty, such as a pin, button, pen, or similar small item or token routinely given to customers, suppliers, or potential customers or suppliers in the ordinary course of business.

SECTION 8. Tennessee Code Annotated, Title 2, Chapter 19, is amended by adding the following as a new section to be appropriately designated:

2-19-145.

(a)

(1) A public communication regarding voter registration status made by a political committee or organization must display a disclaimer that such communication is not made in conjunction with or authorized by the secretary of state.

(2) As used in this subsection (a), "public communication" includes communications made using newspapers or magazines, mass

mailings, phone bank or text messages, electronic mail systems, or websites.

(b)

(1) A person or organization that establishes a website for voter registration purposes must display on such website a disclaimer that the voter registration is not made in conjunction with or authorized by the secretary of state.

(2) A person or organization that establishes a voter registration website and captures or collects the voter's information or data must disclose on the website the person's or organization's name and the purpose for which the voter information is captured or collected.

(3) Voter registration includes any method by which a voter may attempt to register to vote or change information on an existing voter registration.

(c)

(1) A person or organization that establishes a voter lookup website must display on such website a disclaimer that the voter lookup is not made in conjunction with or authorized by the secretary of state.

(2) A person or organization that establishes a voter lookup website and captures or collects the voter's information or data must disclose on the website the person's or organization's name and the purpose for which the voter information is captured or collected.

(3) Voter lookup includes any method by which a voter may check the voter's registration status or polling location.

(d) The disclaimer must be clear and conspicuous and prominently placed. A disclaimer is not clear and conspicuous if it is difficult to read or hear, or if its placement can be easily overlooked.

(e) Any person who violates this section commits a Class A misdemeanor and each violation constitutes a separate offense.

(f) This section does not apply to a county election commission website.

SECTION 9. This act shall take effect October 1, 2019, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. Crawford moved adoption of Local Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1079 by adding the following as a new subsection in § 2-2-142 in Section 1:

() This section does not apply to individuals who are not paid to conduct a voter registration drive or organizations that use only unpaid volunteers to conduct the voter registration drive.

AND FURTHER AMEND by designating subsection (e) as subsection (f) and adding the following as a new subsection (e) in § 2-2-143 in Section 2:

(e) This section does not apply to individuals who are not paid to conduct a voter registration drive or organizations that use only unpaid volunteers to conduct the voter registration drive.

On motion, Local Committee Amendment No. 2 was adopted.

Rep. Rudd moved adoption of House Amendment No. 8 as follows:

Amendment No. 8

AMEND House Bill No. 1079 by deleting the last sentence of § 2-2-142(a)(2) in Section 1.

AND FURTHER AMEND by deleting § 2-2-143(a) in Section 2 and substituting instead the following:

(a) If any person or organization conducts voter registration drives under § 2-2-142 and, within a calendar year, files one hundred (100) or more incomplete voter registration applications with one (1) or more county election commissions, the person or organization is subject to a civil penalty under the procedures of this section.

AND FURTHER AMEND by deleting § 2-2-143(b) in Section 2 and substituting instead the following:

(b) For purposes of this section, "incomplete voter registration application" means any application that is lacking the applicant's name, residential address, date of birth, declaration of eligibility, or signature.

AND FURTHER AMEND by deleting the language "deficient" in Section 2, wherever it appears, and substituting instead the language "incomplete".

AND FURTHER AMEND by deleting § 2-19-145(e) in Section 8 and substituting instead the following:

(e) Any person who intentionally and knowingly violates any provision of this section commits a Class A misdemeanor and each violation constitutes a separate offense.

AND FURTHER AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act shall be severable.

On motion, House Amendment No. 8 was adopted.

Rep. Marsh moved the previous question, which motion prevailed by the following vote:

Ayes 71
Noes 26

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--71

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--26

Rep. Rudd moved that **House Bill No. 1079**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 71
Noes 26

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--71

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--26

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Representative Lambeth moved the following rules be suspended for the remainder of the 2019 Legislative Session:

Suspend **Rule No. 17**: so that all congratulatory and memorializing resolutions can be placed directly on the next Consent Calendar.

Suspend **Rule No. 49**: the 48-hour rule so that all bills moved from Calendar and Rules can be set on the next floor Calendar.

Suspend **Rule No. 49**: the 25 bill limit rule so that more than 25 bills may be placed on the Calendar for final consideration on any one day.

Suspend **Rule No. 50**: the 72-hour rule for posting the Consent Calendar, so that local bills and other bills and resolutions coming out of Calendar and Rules can be placed on the next Consent Calendar on a daily basis.

Suspend **Rule No. 59**: notice provisions so that all bills from the Senate with messages can be announced and/or automatically placed on the next Message Calendar.

Suspend **Rule No. 60**: so that notice of proposed amendments may be given until the start of Session on the day of consideration.

Suspend **Rule No. 67**: so that committee and subcommittee meetings can be held at times other than those specified in the House Weekly Schedule and with less than 72 hours notice.

Suspend **Rule No. 71**: the 24-hour rule requiring all amendments to be available to members 24 hours before consideration on the floor.

Suspend **Rule No. 75**: meeting time provision so that session can meet hours other than 9:00 a.m. to 12 noon and 2:00 p.m. to 7:00 p.m.

Suspend **Rule No. 83(1)**: so that all bills reported out of subcommittee can be heard on the next full committee calendar without waiting a week.

Suspend **Rule No. 83(1)**: so that all bills reported out of committee can be heard in the next committee or subcommittee without waiting a week.

Suspend **Rule No. 83(1)**: so that items in committee and subcommittee can be placed on the next calendar notwithstanding the Wednesday 3:30 deadline for placing bills on notice.

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Lamberth moved to suspend **Rules Nos. 17, 49, 50, 59, 60, 67, 71, 75** and **83(1)** for the remainder of the 2019 Legislative Session, which motion prevailed by the following vote:

Ayes	84
Noes.....	13

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--84

Representatives voting no were: Beck, Clemmons, Cooper, Dixie, Hardaway, Johnson G, Lamar, Miller, Mitchell, Parkinson, Potts, Powell, Towns--13

A motion to reconsider was tabled.

MOTION TO PLACE BILL ON CALENDAR

Rep. Lamberth moved that **House Bill No. 278** be placed on the Government Operations Committee Calendar for this week, which motion prevailed.

SPONSOR ADDED

Rep. Lamberth moved that Rep. Ragan be added as co-prime sponsor on the following **House Bill No. 737** which motion prevailed.

MOTION TO PLACE BILL ON CALENDAR

Rep. Lamberth moved that **House Bill No. 1300** be placed on the Finance, Ways & Means Subcommittee Calendar for this week, which motion prevailed.

MOTION TO PLACE BILL ON CALENDAR

Rep. Lamberth moved that **House Bill No. 1524** be placed on the Higher Education Subcommittee Calendar for this week, which motion prevailed.

SPONSOR ADDED

MONDAY, APRIL 15, 2019 -- TWENTY-EIGHTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Lamberth moved that Rep. Leatherwood be added as co-prime sponsor on the following **House Bill No. 1524** which motion prevailed.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 9 Reps. Stewart and Ogles as prime sponsors.

House Bill No. 164 Reps. Halford, Shaw, White and Hurt as prime sponsors.

House Bill No. 167 Reps. Moon and Whitson as prime sponsors.

House Bill No. 419 Rep. Terry as prime sponsor.

House Bill No. 509 Rep. Jernigan as prime sponsor.

House Bill No. 623 Reps. Hardaway and Griffey as prime sponsors.

House Bill No. 873 Rep. Jernigan as prime sponsor.

House Bill No. 891 Rep. Daniel as prime sponsor.

House Bill No. 1425 Rep. Haston as prime sponsor.

MESSAGE FROM THE SENATE

April 15, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 172, 195, 713, 786, 797, 805, 918, 1336, 1349 and 1491; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2019

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 393 and 395; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK

1345

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

April 15, 2019

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 393 and 395; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR

April 15, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill No. 1138; House Joint Resolutions Nos. 107, 369, 370, 378, 379, 380, 381, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393 and 395; with his approval.

REBECCA KAUNISTO for LANG WISEMAN, Deputy and Counsel to the Governor

MESSAGE FROM THE SENATE

April 15, 2019

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 12, 283, 478, 856, 912 and 1245; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 58, 225, 799, 942 and 1045; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS

April 15, 2019

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 396;

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 15, 2019

MR. SPEAKER: I am directed to return to the House, House Bill No. 788; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 15, 2019**

The Speaker announced that he had signed the following: Senate Bills Nos. 58, 172, 195, 210, 225, 342, 584, 713, 786, 797, 799, 805, 918, 923, 942, 972, 1045, 1097, 1185, 1336, 1342, 1349, 1482 and 1491.

TAMMY LETZLER, Chief Clerk

**SIGNED
April 15, 2019**

The Speaker announced that he had signed the following: House Bills Nos. 699, 924, 1139 and 1504.

GREG GLASS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 91

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Parkinson, Potts, Powell, Powers, Ragan, Reedy, Rudd, Russell, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada -- 91

RECESS

On motion of Rep. Lamberth, the House stood in recess until 9:00 a.m., Wednesday, April 17, 2019.